Torbert H. Macdonald

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MASSACHUSETTS

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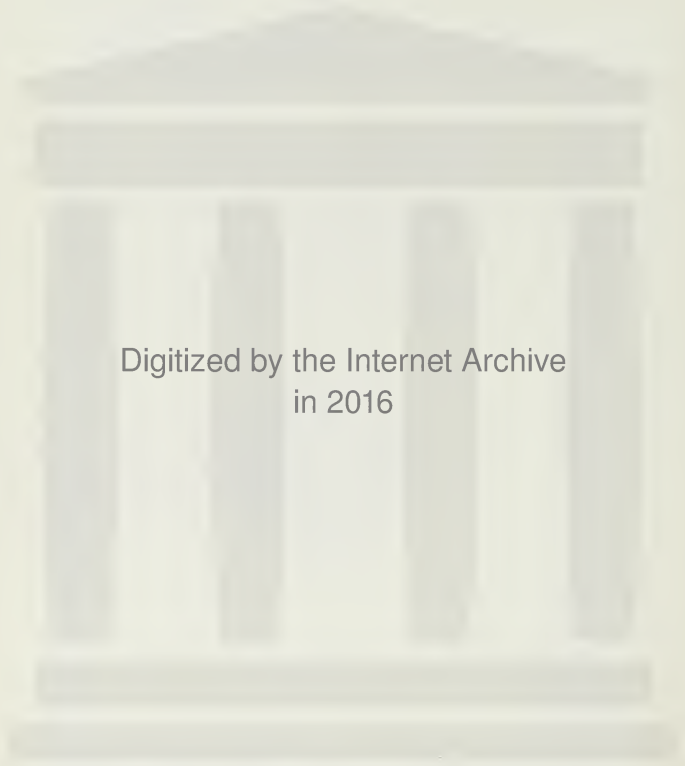
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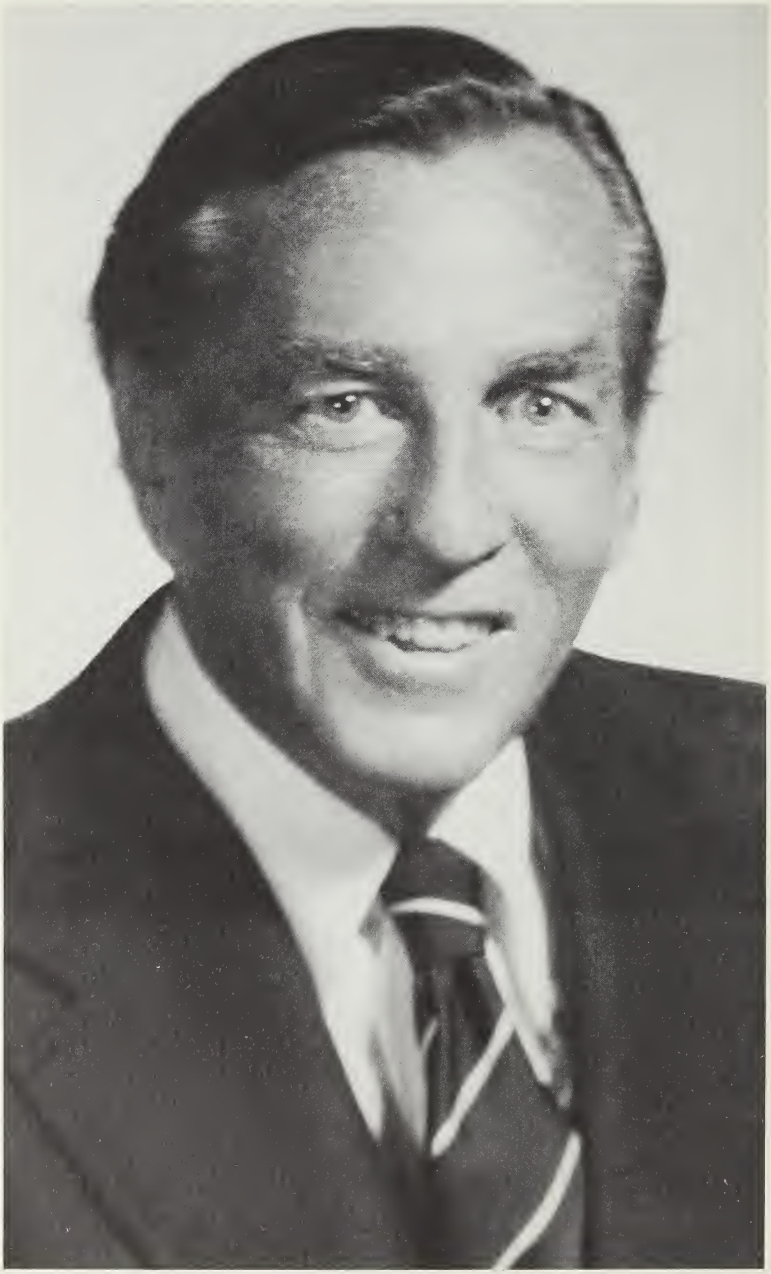

Memorial Services

Held in the House of Representatives and Senate of the United States, together with tributes presented in eulogy of

Torbert H. Macdonald

Late a Representative From Massachusetts

Ninety-fourth Congress
Second Session

U.S. GOVERNMENT PRINTING OFFICE
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Contents

	Page
Biography	VII
Proceedings in the House	1
Announcement of death by the Honorable James A. Burke, of Massachusetts	1
Committee appointed to attend funeral	12
Prayer by Rev. Edward G. Latch, D.D., Chaplain of the House of Representatives	1
Resolution of respect	11
Tributes by Representatives:	
Adams, Brock, of Washington	9
Addabbo, Joseph P., of New York	11
Albert, Carl, of Oklahoma	23
Anderson, Glenn M., of California	14
Badillo, Herman, of New York	53
Bennett, Charles E., of Florida	52
Bevill, Tom, of Alabama	39
Biaggi, Mario, of New York	75
Boland, Edward P., of Massachusetts	10, 16
Remarks by Rev. Msgr. Grant at the Mass of Resurrection for Representative Macdonald	18
Remarks of Senator Kennedy at services for Representative Macdonald	19
Brademas, John, of Indiana	8
Burke, J. Herbert, of Florida	40
Burke, James A., of Massachusetts	28
Burke, Yvonne Brathwaite, of California	83
Burton, Phillip, of California	62
Byron, Goodloe E., of Maryland	61
Carney, Charles J., of Ohio	56
Carter, Tim Lee, of Kentucky	61
Clausen, Don H., of California	82
Collins, Cardiss, of Illinois	50
Collins, James M., of Texas	51
Conte, Silvio O., of Massachusetts	5, 21
Corman, James C., of California	45
Cotter, William R., of Connecticut	33
D'Amours, Norman E., of New Hampshire	78

Page
Daniels, Dominick V., of New Jersey 69
Delaney, James J., of New York 41
Derwinski, Edward J., of Illinois 77
Devine, Samuel L., of Ohio 4
Diggs, Charles C., Jr., of Michigan 62
Dodd, Christopher J., of Connecticut 33
Drinan, Robert F., of Massachusetts 6, 90
Early, Joseph D., of Massachusetts 29
Evins, Joe L., of Tennessee 35
Ford, William D., of Michigan 77
Fraser, Donald M., of Minnesota 45
Frey, Louis, Jr., of Florida 5, 49
Giaimo, Robert N., of Connecticut 31
Gonzalez, Henry B., of Texas 22
Hanley, James M., of New York 73
Hays, Wayne L., of Ohio 97
Heckler, Margaret M., of Massachusetts 65
Obituary from New York Times, May 22, 1976 67
Helstoski, Henry, of New Jersey 92
Johnson, Harold T., of California 74
Jones, James R., of Oklahoma 44
Jones, Robert E., of Alabama 57
Koch, Edward I., of New York 51
Lent, Norman F., of New York 54
McClory, Robert, of Illinois 48
McFall, John J., of California 27
McKinney, Stewart B., of Connecticut 93
Madden, Ray J., of Indiana 83
Mahon, George H., of Texas 28
Mann, James R., of South Carolina 82
Mazzoli, Romano L., of Kentucky 92
Meeds, Lloyd, of Washington 60
Mezvinsky, Edward, of Iowa 72
Mink, Patsy T., of Hawaii 12
Moakley, Joe, of Massachusetts 30
Moorhead, William S., of Pennsylvania 88
Morgan, Thomas E., of Pennsylvania 47
Moss, John E., of California 76
Murphy, John M., of New York 80, 89
Natcher, William H., of Kentucky 55
Nolan, Richard, of Minnesota 65
Obey, David R., of Wisconsin 69
O'Hara, James G., of Michigan 58
O'Neill, Thomas P., Jr., of Massachusetts 26
Ottinger, Richard L., of New York 6, 47
Patten, Edward J., of New Jersey 44

Page

Pepper, Claude, of Florida 42
Perkins, Carl D., of Kentucky 38
Pickle, J. J., of Texas 85
Price, Melvin, of Illinois 87
Rhodes, John J., of Arizona 24
Robinson, J. Kenneth, of Virginia 64
Rodino, Peter, W., Jr., of New Jersey 43
Roncalio, Teno, of Wyoming 48
Rooney, Fred B., of Pennsylvania 9
Roybal, Edward R., of California 86
St Germain, Fernand J., of Rhode Island 34
Sarasin, Ronald A., of Connecticut 37
Schneebeli, Herman T., of Pennsylvania 53
Slack, John M., of West Virginia 59
Staggers, Harley O., of West Virginia 63
Stratton, Samuel S., of New York 79
Teague, Olin E., of Texas 95
Remarks of Senator Edward M. Kennedy at the funeral of Representative Macdonald 96
Udall, Morris K., of Arizona 73
Ullman, Al, of Oregon 43
Van Deerlin, Lionel, of California 7, 13, 69
Article from the Boston Globe, May 23, 1976, entitled "The Torby I Remember" 13
Statement of Public Broadcasting Service regarding the death of Representative Macdonald 72
Waggonner, Joe D., Jr., of Louisiana 50
Waxman, Henry A., of California 36
Whalen, Charles W., Jr., of Ohio 37
Whitten, Jamie L., of Mississippi 91
Won Pat, Antonio Borja, of Guam 84
Yatron, Gus, of Pennsylvania 54
Zablocki, Clement J., of Wisconsin 84
Proceedings in the Senate 99
Committee appointed to attend funeral 108
Message from the House of Representatives 99
Resolution of respect 100
Tributes by Senators:
Byrd, Robert C., of West Virginia 108
Culver, John C., of Iowa 108
Hathaway, William D., of Maine 106
Kennedy, Edward M., of Massachusetts 99
Obituaries from the:
Boston Globe, May 22, 1976 100
Boston Herald Advertiser, May 23, 1976 102
New York Times, May 23, 1976 102

Biography

Torbert Hart Macdonald was born in Everett, Middlesex County, Mass., June 6, 1917; attended Malden public schools, Medford High School, and Phillips Academy, Andover, Mass.; was graduated from Harvard University, Cambridge, Mass., B.A., 1940 and from its law school, LL. B., 1946; during World War II served in the United States Navy as a PT boat commander in the Southwest Pacific 1942–44; wounded in action; awarded Silver Star Combat Award and Presidential Citation; was admitted to the bar in 1946 and commenced the practice of law in Boston, Mass.; member of the National Labor Relations Board for New England area 1948–52; delegate to the Democratic National Conventions in 1960, 1964, and 1968; elected as a Democrat to the Eighty-fourth and to the ten succeeding Congresses, and served from January 3, 1955, until his death May 21, 1976, in Bethesda, Md.; interment in Holy Cross Cemetery, Malden, Mass.

MEMORIAL SERVICES

FOR

TORBERT H. MACDONALD

Proceedings in the House

MONDAY, *May 24, 1976.*

The House met at 12 o'clock noon.

The Chaplain, Rev. Edward G. Latch, D.D., offered the following prayer:

Let us draw near to God with a true heart in full assurance of faith.—Hebrews 10: 22.

God of Grace and God of Glory at the beginning of a new week we draw near to Thee humbly and reverently seeking guidance for each day, wisdom for each decision, strength for each task, and love for each person.

Keep us close to Thee that no bitterness or resentment may find lodging in our hearts and that kindness and good will alone may dwell therein.

Bless the family of our beloved colleague—TORBERT H. MACDONALD. Comfort them in their sorrow and strengthen them for the days ahead.

Bind us together in a common endeavor to serve the highest good of our Nation with the very best of our abilities. So may our service be an honor to our country, to ourselves, and to Thee: for Thine is the kingdom and the power and the glory forever. Amen.

Mr. BURKE of Massachusetts. Mr. Speaker, as acting dean of the Massachusetts congressional delegation, it is my very sad duty to inform my colleagues of the death of our beloved friend and colleague TORBERT H. MACDONALD.

TORBY died quietly Friday night, May 21, at Bethesda Naval Hospital after a long illness. His family was at his bedside.

Our heartfelt sympathies go out to his wife Phyllis, his two daughters, Laurie and Robin—and his two sons, Brian and Torbert, Jr.

Funeral services will be held on Friday, May 28, 11 a.m., at the

Sacred Heart Church, Malden, Mass. In lieu of flowers, the family has asked that donations be made to the Torbert Macdonald scholarship fund.

Mr. Speaker, I have asked for special orders so that all of our colleagues may have the opportunity to bid farewell to one of the finest and ablest Members to have ever served in this body.

TORBY's efforts in advancing public broadcasting, the sports antiblackout bill, the fuel allocation bill, and his role in the revitalization of the Northeast railroads are well known. Personally, I will remember him as a gentleman, and as a quiet, effective legislator who never complained; he just did his job. He always went out of his way to be fair and impartial; he never misused his great influence and power. TORBY was a close personal friend whose friendship I valued, and I will miss him very much.

The following is a brief biographical sketch of TORBY's legislative accomplishments. It is a fine record indeed. It is one which speaks for the people—those people he so ably served for 22 years.

Mr. MACDONALD was born in Malden and attended Medford public schools and Phillips Andover Academy. Congressman MACDONALD was a graduate of both Harvard College and Harvard Law School and was an outstanding athlete. He captained the Harvard football team, was an all-East halfback, and, in 1973, was inducted into the Harvard Football Hall of Fame. After graduation from Harvard, Congressman MACDONALD turned down a Rhodes scholarship to try out for the New York Yankees.

A PT-boat commander in World War II, MACDONALD won the Silver Star for heroism in New Guinea, as well as the Purple Heart. Prior to winning election to Congress in 1954, Congressman MACDONALD practiced law in Boston, and served as counsel to the New England office of the National Labor Relations Board.

During his 22 years representing suburbs north of Boston, Congressman MACDONALD worked hard to attain several key positions in the House of Representatives. He was chairman of the House Subcommittee on Communications and the ranking Democratic member of the House Interstate and Foreign Commerce Committee. In his capacity as subcommittee chairman, MACDONALD's influence extended over the various forms of

telecommunications, including television, radio, cable television, and satellites. MACDONALD also had a major role in shaping legislation dealing with energy, railroad revitalization, and consumer protection as a senior member of the Commerce Committee.

In addition, Congressman MACDONALD served as a ranking member of two Government Operations subcommittees—Conservation, Energy, and Natural Resources, and Government Information and Individual Rights—and served for 20 years as assistant majority leader for New England.

During his 11 consecutive terms in office, MACDONALD achieved a record of distinction in a number of important legislative fields:

He is recognized as the father of public broadcasting, having introduced key legislation in 1967 and guided the growth of educational television and radio throughout the country. His leadership produced the long-range funding legislation for public broadcasting which was hailed by President Ford as a "legislative milestone" when he signed it into law last year.

As chairman of the House Subcommittee on Power, MACDONALD authored the Emergency Petroleum Allocation Act which assured all regions of the country, especially New England, an equitable supply of home heating oil and gasoline during the recent oil embargo.

Congressman MACDONALD also authored a law which forced professional sports teams to allow local telecasts of sold-out home games. The sports antiblackout law, which bears his name, is about to be made permanent by the Congress. It gives sports fans who cannot afford, or do not have the opportunity to buy tickets a chance to see their home team on television.

Mr. MACDONALD was applauded for his work recently on comprehensive legislation to reorganize and revitalize financially troubled Northeast railroads. He has utilized his position of influence on the Commerce Committee to seek a balanced transportation system for the country and for New England.

In the 94th Congress, Congressman MACDONALD, as chairman of the House Communications Subcommittee, took an active role to support competition in domestic common carrier policy and better coordination for Government planning and policy development in telecommunications. He sponsored a major congressional reexamination of cable television and worked for

reform and reorganization of Federal regulatory agencies. He was a constant critic of violence on television and pushed for important new research of the problem.

Throughout his career, Mr. MACDONALD led the fight against higher energy prices and was an influential spokesman for the consumer. He was a vocal critic of natural gas deregulation since his first term in Congress and maintained that opposition as he rose to power in the Commerce Committee. Congressman MACDONALD was recently a conferee on the omnibus energy bill which will help assure ample supplies of crude oil at equitable prices to consumers.

Mr. MACDONALD frequently confronted electric utility companies blocking unnecessary rate hikes, and he helped to win a number of rate rebates for consumers.

Over the years, Mr. MACDONALD was involved in a number of other important issues. He was a long-time and recognized advocate of better children's television and was responsible for implementing a children's television office within the FCC; he helped push campaign reform legislation through the Congress to limit the amounts which candidates could spend on television for so-called media blitzes; he authored the natural gas pipeline safety law; and he was a key supporter of the Hill-Burton Act which provided Federal funds for hospital construction.

Congressman MACDONALD had a record unmatched in Congress in support of the Nation and people of Israel. During his tenure, he worked diligently for an honorable and lasting peace in the Middle East. He has also been recognized by numerous groups for his efforts on behalf of social security recipients, older Americans, and those living on fixed incomes.

Throughout his career, Mr. MACDONALD was deeply committed to the unemployed. Recently he worked in the face of Presidential opposition to establish public service and summer youth jobs programs. Last year, Congressman MACDONALD joined with Senator Edward Kennedy to block plans by General Electric to close an aircraft facility in Everett, Mass.—a move that would have meant a loss of nearly 2,000 jobs in his Seventh District. In addition, MACDONALD championed the cause of the rank-and-file worker, supporting legislation to improve working conditions and provide employment security.

Mr. DEVINE. Mr. Speaker, I would like to join with the gentleman and associate myself with his remarks concerning our

great friend and colleague, the Honorable TORBERT H. MACDONALD.

I have the honor of being the ranking minority member of the Committee on Interstate and Foreign Commerce and have worked with TORBY for the entire 18 years I have had the occasion to be on that committee. He was a dedicated, sincere, hardworking member, and one who made a great contribution, particularly in the area of communications, and as the Members know, he was the chairman of the Subcommittee on Communications of the Committee on Interstate and Foreign Commerce. He will be sorely missed.

Mr. FREY. Mr. Speaker, I had the privilege of serving as the ranking minority member of the Subcommittee on Communications, with our friend TORBERT MACDONALD, I have worked with TORBY for the last number of years on the full committee. I echo the remarks that the gentleman in the well and the gentleman from Ohio (Mr. Devine) have made.

TORBERT MACDONALD was a fair man and a good man. I liked him. I respected him. Not only the State of Massachusetts but the people of this country have lost someone who has accomplished much.

Mr. Speaker, I do not know whether we will ever appreciate all he did in the field of communications, the field of energy, the field of public broadcasting. We send our prayers and sympathy to his family. We all have lost a good friend and dear colleague.

Mr. CONTE. Mr. Speaker, with great sorrow, I rise to mourn the loss of one of this House's most distinguished Members, New England's most eloquent legislator, and a treasured personal friend, TORBERT H. MACDONALD.

The passing of this exceptional Congressman is an irreplaceable loss. As the "father of public broadcasting," TORBY MACDONALD exercised his keen intellect and foresight to create a public institution that has benefited and is enjoyed by almost every American.

TORBY MACDONALD gave few speeches on the floor of the House. But when he took the floor to speak on an issue, he was greeted by a silence and deference unusual to this Chamber. Members recognized that TORBY MACDONALD addressed the issues, did his homework, and deserved their close attention and respect. His was a voice of authority and direction.

Many people will remember TORBY MACDONALD as the roommate of John F. Kennedy and a popular football star at Harvard. But I will remember him as a dedicated and conscientious Congressman who toiled hard for his constitutents and was respected as the leading congressional authority on the communications industry.

The achievements of Congressman TORBERT MACDONALD will benefit the lives of Americans for years to come. He has left a legacy of dedication to the public interest that few others can hope to match. We will sorely miss this valued colleague.

Upon this sad occasion, I want to express my deepest sympathies to his family.

Mr. OTTINGER. Mr. Speaker, unfortunately, the chairman of the Committee on Interstate and Foreign Commerce, the gentleman from West Virginia (Mr. Staggers), is not able to be here. I know that he wants to have expressed for him and on behalf of all the members of the Committee on Interstate and Foreign Commerce our sorrow at the passing of our beloved colleague, TORBERT MACDONALD, and our sympathies to his family.

TORBY served with tremendous distinction on the committee. I had to privilege of serving with him on the Subcommittee on Communications and Power—when it was so designated—and working with him there on the historic public broadcasting legislation he authored.

He was held in enormous esteem by all his colleagues. On the subcommittee, on the full committee, and in the entire House we will all miss him very deeply; we have a tremendous debt of gratitude to pay for his contribution to the committee and to this House.

Mr. DRINAN. Mr. Speaker, I mourn the passing of this good and great man who gave 21 years of his life to the House of Representatives.

Congressman TORBERT MACDONALD will be known for many, many years as one of the able architects of the Federal Elections Commission Act of 1971. He will be well known, too, as a founder of the Corporation for Public Broadcasting. He will be remembered for a long time, especially by those in New England, because of the work that he did in 1973 and thereafter when he structured Federal allocations of oil and gasoline.

Mr. Speaker, I extend to Congressman MACDONALD's wife and

four children my sympathy and the sympathy of everybody in this House. The memory of Congressman TORBERT MACDONALD will be held in benediction forever in this Congress and in this country.

Mr. VAN DEERLIN. Mr. Speaker, as one who served literally on Mr. MACDONALD's right hand as his ranking majority member on the Subcommittee on Communications through four Congresses, I had the opportunity available to few of us to recognize and appreciate both the wit and wisdom of our departed colleague.

Mr. Speaker, TORBERT MACDONALD's death has left a void which as a successor of sorts to this fine man I feel most acutely.

For 9 years, TORBY served with great distinction as chairman of what is now known as the House Communications Subcommittee. His accomplishments were legion; among them authorship of a series of landmark bills giving shape and substance to public broadcasting.

Last month, after TORBY announced his intention to retire, he indicated his hope that I should succeed him as chairman of the Communications Subcommittee. With TORBY's backing, I was elected by the majority caucus of the Committee on Interstate and Foreign Commerce to take over the chairmanship of this subcommittee. In just 4 weeks as chairman, I have developed new appreciation of this man's great contributions to the statutes affecting all our diverse methods of telecommunications. He is indeed "a tough act to follow."

TORBERT MACDONALD made the way for the hearings currently underway on cable television regulation, with a meticulously researched staff study which he commissioned last year.

Only last week, a House-Senate conference committee reached agreement on legislation making permanent the sports antiblackout law—another memorial to TORBY and his persistent advocacy of consumer interests. This is the law which forces professional sports teams to allow local telecasts of sold-out home games; it thus gives sports fans who cannot afford, or do not have the opportunity, to buy tickets a chance to see their favorite team on television.

Prior to the 94th Congress, the Communications Subcommittee also exercised jurisdiction over interstate electric power, and legislation governing the shipment and sale of natural gas, petroleum, and other energy fuels. TORBY was one

of the great champions of low energy prices, fighting to the end against efforts to deregulate natural gas. It was prophetic that TORBY, as a House freshman, was identified by the late Drew Pearson as "one of the outstanding newcomers who did a hard fighting job for the consumer during the debate on the natural gas bill."

Nor was TORBY reluctant to take on the big electric utility companies. And in this arena, also, he scored some notable victories in winning rate rebates for users. So much so, the utilities tried to defeat him with their own hand-picked candidate. That was, perhaps, one of TORBY's most enduring traits: He was indeed a fighter, and he was always a good man to have on your side—as I can attest from having taken part in numerous legislative floor fights at the side of this tough and able legislator.

Leadership came naturally to TORBY. Back in the 1930's, he was both a star football halfback and ace baseball pitcher at Harvard. During World War II he skippered a PT-boat, winning a Silver Star for heroism at New Guinea as well as a Purple Heart. Prior to his first election to Congress in 1954, he practiced law in Boston and served as counsel to the New England office of the National Labor Relations Board.

TORBY had already been in Congress 8 years when I first joined this body. I have perhaps learned more from him than from any other person with whom I have served in this House, so I shall always be greatly in his debt. More than that, Mr. Speaker, he was a close personal friend, a man of honor and true distinction. His untimely death was especially tragic, in view of the contributions which he was uniquely qualified to make, and which could have been expected to continue.

Mr. BRADEMAS. Mr. Speaker, I want to join in the tribute being paid to our late beloved colleague, the Honorable TORBERT MACDONALD, of Massachusetts.

I first became acquainted with TORBIE in 1955 when I came to work for the gentleman from Ohio (Mr. Ashley). That was just over 20 years ago, so that I knew the gentleman from Massachusetts (Mr. MACDONALD) for a great many years and came to have great respect for his warmth of personality, his engaging humor, his integrity, and above all the deep sense of commitment which he brought to the important responsibility he bore as a senior member of the Committee on Interstate and Foreign Com-

merce. TORBIE was a particularly constructive leader in the crucial area of communications legislation.

Mr. Speaker, I join in extending my expression of deep sympathy to his family.

Mr. ROONEY. Mr. Speaker, I, too, share the sorrow of my colleagues in this Chamber upon the death of a friend and colleague, TORBERT HART MACDONALD, with whom I served on the Subcommittee on Power Communications for 12 years.

His years of public service have touched the lives of virtually every single American through his important role as chairman of that subcommittee. He helped create the Nation's public broadcasting system which brings outstanding television programing into our homes and schools, and has made available to millions of children and adults a broad range of educational experiences through public television.

All of us who shared his enthusiasm for sports activity as spectators have benefited repeatedly from legislation he championed to end local television blackouts of sports events which are sold out in advance.

He fought against violence in television programing, and sought to promote better informed citizenship by advocating free air time for candidates for major political offices.

He was a leader, too, in efforts to enhance the safety and reliability of our fuel and power distribution systems.

To the very end, TORBY adhered to a philosophy of responsible public service, giving his best and his all to the burden of his office and the position of leadership he held. Several weeks ago, when he felt he could no longer apply himself fully to the duties of his chairmanship, he stepped down and announced, too, that he would not seek reelection.

There is much more which can and should be said about the contributions of TORBY MACDONALD to the constituency of his congressional district, his home State of Massachusetts, and to his Nation. That his public service has touched the lives of so many will be an enduring tribute to his lifetime.

Mrs. Rooney and I extend our deepest sympathy to Mrs. Macdonald and their family.

Mr. ADAMS. Mr. Speaker, it is with great sorrow that I join my colleagues in paying tribute to our lost colleague, Representative TORBERT MACDONALD. TORBIE had been a good friend

since I came to Congress, and I had the privilege of serving with him on the Commerce Committee for the past 10 years.

At a time when the people are questioning our process of Government and the value of public service, TORBIE's life as a public servant should serve as an example to us all. During World War II, he served with distinction as a naval officer. Elected to Congress in 1958, he always argued and voted in behalf of the public interest. Long before the consumer and consumerism became common terms of political speech, TORBIE was the friend of the consumer—for to him the public interest was the interest of the consumer. As chairman of the Communications Subcommittee, he was instrumental in making sure that the public could see the sports broadcasts they wanted. This most prominent achievement was matched by his even-handed and fair administration of his subcommittee's jurisdiction over communication issues. His wit, charm, and ability guided him well through some difficult legislative waters. His colleagues on the Commerce Committee looked to him for guidance and followed his wise legislative advice. He will be missed for many years to come.

In paying final tribute to TORBIE, we cannot fail to honor his great courage in the face of inevitable death. When his health failed, he did not cling to office, but chose to give up his subcommittee chairmanship. Knowing that death was coming, he faced it with the courage and gallantry which had characterized his entire life. We can truly say of TORBIE that—

> Nothing in his life
> Became him like the leaving it; he died
> As one that had been studied in his death
> To throw away the dearest thing he owed,
> As 't were a careless trifle.

We wish him, in the words of the Book of Common Prayer, a "safe lodging, a holy rest, and peace at the last."

Mr. BOLAND. Mr. Speaker, I offer a resolution on the death of the Honorable TORBERT H. MACDONALD.

The Clerk read the resolution as follows:

HOUSE RESOLUTION 1212

Resolved, That the House has heard with profound sorrow of the death of the Honorable TORBERT H. MACDONALD, a Representative from the State of Massachusetts.

Resolved, That a committee of 80 Members of the House with such Members of the Senate as may be joined be appointed to attend the funeral.

Resolved, That the Sergeant at Arms of the House be authorized and directed to take such steps as may be necessary for carrying out the provisions of these resolutions and that the necessary expenses in connection therewith be paid out of the contingent fund of the House.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The resolutions were agreed to.

The SPEAKER pro tempore (Mr. Danielson). The Chair desires to state that the Speaker pro tempore (Mr. McFall) will announce his appointment of the funeral committee tomorrow.

The Clerk will report the remaining resolution.

The Clerk read as follows:

Resolved, That as a further mark of respect the House do now adjourn.

The resolution was agreed to.

ADJOURNMENT

Accordingly (at 3 o'clock and 21 minutes p.m.), pursuant to House Resolution 1212, the House adjourned until tomorrow, Tuesday, May 25, 1976, at 12 o'clock noon.

TUESDAY, *May 25, 1976.*

Mr. ADDABBO. Mr. Speaker, we were all saddened by the untimely passing of our distinguished colleague from Massachusetts, the Honorable TORBERT H. MACDONALD. Few men have left their personal mark on so many pieces of landmark legislation as our late friend "TORBIE" MACDONALD.

As chairman of the most-important Communications Subcommittee of the House Committee on Interstate and Foreign Commerce, he fathered the legislation lifting television blackouts for home team professional football games which sold out. He will also be remembered for his efforts on behalf of public television and for his leadership in the area of limiting spending for political campaign advertising. He also fought for effective regulation of energy costs and free television time for major Presidential candidates.

The former football captain and Harvard roommate of our late President John F. Kennedy, Congressman MACDONALD was

an active Member of the House since his first election to Congress in November 1954. His courage was demonstrated in war and peace and ranged from from his winning the Silver Star in World War II to his personal decision to remove support systems during his final illness.

I join my colleagues in the House in extending our sympathies to his wife, Phyllis, his two sons and two daughters, his grandchildren, his mother, and sisters. We will all miss TORBIE and the Nation will remember his many active and productive days in public service.

Mrs. MINK. Mr. Speaker, it was with great sadness that I learned of the death of our colleague, the late Hon. TORBERT H. MACDONALD, on May 21. I join the Members of this House in extending our sympathies to his wife, Phyllis, and to his sons and daughters and other members of his family.

Congressman MACDONALD's expertise in the field of communications will be sorely missed by the House. As chairman of the Subcommittee on Communications, with jurisdiction over Federal policies regulating radio and television, TORBIE had a great deal of influence on the lives of many millions of Americans. His concern for the powerful effects of our broadest media on viewers and listeners was reflected in conscientious attention to the program material to which the people of this country were exposed. We must remember, too, our colleague's support for public broadcasting, and the new influence which that alternate programing has had on the lives and education of the people in this country.

It was with great sorrow that I learned of the Congressman's illness and hospitalization recently, and it is with still greater sorrow that we must pay tribute to his memory now at the time of his death. We will miss this dedicated Representative from Massachusetts.

The SPEAKER pro tempore (Mr. McFall). Pursuant to the provisions of House Resolution 1212, the Chair appoints as members of the Funeral Committee of the late Representative TORBERT H. MACDONALD the following Members on the part of the House:

Mr. Boland, Mr. O'Neill, Mr. McFall, Mr. Burke of Massachusetts, Mr. Conte, Mrs. Heckler of Massachusetts, Mr. Harrington, Mr. Drinan, Mr. Moakley, Mr. Studds, Mr. Early,

Mr. Tsongas, Mr. Teague, Mr. Staggers, Mr. Brooks, Mr. Ashley, Mr. Thompson, Mr. Devine, Mr. Rostenkowski, Mr. Van Deerlin, Mr. Rooney, Mr. Phillip Burton, Mr. Eckhardt, and Mr. Cotter.

Mr. VAN DEERLIN. Mr. Speaker, as some of us prepare to attend his funeral on Friday, the memory of our late colleague, TORBERT MACDONALD, remains very much alive. Both in Washington political circles and in Massachusetts—where the name MACDONALD has been a legend for 40 years—the reminiscences are many.

I was pleased to find in the sports section of last Sunday's Boston Globe a column of such recollections by the highly respected sports writer, Ray Fitzgerald. He entitled his piece, "The TORBY I Remember." I am delighted to share the column with TORBY's many friends:

THE TORBY I REMEMBER

(By Ray Fitzgerald)

When I was but a lad, keen of eye and ready to recite the Boy Scout oath at the drop of a neckerchief, the big hero around the neighborhood was Tommy Harmon, who played football for Michigan.

Nobody talked about professional football. That was for bohunks and itinerants, a big city sport that never reached into the foothills, an activity on the backburner awaiting the arrival of instant replay, Pete Rozelle, agents and Howard Cosell.

No, college football was our dish, and on a Sunday morning, how delicious to spread out the Springfield Republican on the living room floor and read in detail what we'd already heard the highlights of on the radio the night before.

But if Harmon was the No. 1 hero, there were others, and one of mine was TORBY MACDONALD, who died Friday at age 58 after a distinguished political career.

You have to know the way it was in the late thirties. From western Massachusetts to Boston was not just an hour and a half away on the turnpike, for the simple reason that there was no turnpike.

It was $3\frac{1}{2}$ tough hours down routes 20 and 9, and a trip to Boston wasn't taken as much as it was planned and fussed over.

Many western Massachusett's kids grew to manhood without ever getting closer to Boston than the Brookfields, unless they were rewarded for winning the town sandlot championship with a game at Fenway or Braves Field.

We had a vague notion that Harvard was located in Cambridge, but Cambridge might have been just east of Omaha for all we knew.

What we did know about Harvard—and Yale and all the rest—was on the sports pages, all glamorous and important.

And MACDONALD ranked right there with the most glorous of them all. He was

an exciting runner who played right halfback for Dick Harlow's teams from '37 through '39.

"TORBY was long gaited and very deceptive." said retired Globe sports editor Jerry Nason, who covered many of his games. "He was great using blocks and had terrific head and shoulder fakes."

MACDONALD's main backfield partners his first two seasons were halfback Fran Foley, fullback Vernon Struck and blocking back Clarence (Chief) Boston.

"I can still see him running against Princeton," said Boston yesterday. "The 4-8 and 4-9 plays. He had a long stride. He was a lovely-looking runner and a lovely guy."

MACDONALD, who starred for Medford High, Andover Academy, and the Harvard freshmen, got his first big chance against Princeton in his sophomore year and scored twice in a 34-6 win that brought the following from the Globe operative on the scene.

"Since 1923, the Crimson has been waiting to track the Tiger to his Jersey lair, there to twist his tail, and yesterday was the day." Ah, pure lyric poetry.

Struck, called The Magnificent Faker for his adeptness at handing off the football, rushed for 233 yards in 33 carries that day, Harvard records that still survive.

MACDONALD was the breakaway back, the outside man who often wound up with the ball after all of Struck's spinning and faking.

He was Hollywood handsome, a wavy-haired athlete so gifted he would compete in track and baseball the same day, changing uniforms under the stadium when the track meet was over.

He was at his football best against Yale and Princeton, Harvard's biggest rivals. He scored eight touchdowns against these two and was one of the few Harvard players to score against Yale every season.

His touchdown made the difference in a 13-6 win that spoiled a Yale unbeaten season in 1937. The next year, he caught a nine-yard touchdown pass from Foley, of Dorchester, to beat Yale in the mud, wind, and rain.

"I kicked the extra point," said Boston, "off the only tuft of grass left in the Bowl." MACDONALD scored three times, including once on a 73-yard run, to beat Princeton that season.

MACDONALD was elected captain for 1939.

"I don't know how it is now," said Boston, "but the day you made football captain at Harvard, you were next to God."

MACDONALD injured an Achilles tendon and didn't play much in his senior year, yet recovered to hit .340 for the baseball team.

"He was a bonafide, authentic star," said Nason. "He wasn't a politician who sat on the bench for 4 years and became an All-American 30 years later."

I suppose the athletes today are bigger and better, and I'm less impressionable than I was at 13.

But everyone has a memory of the way it was growing up, and the exploits of TORBY MACDONALD, leaping from the sports pages every Sunday in the fall, are a part of my good old days, and I thank him for that.

Mr. ANDERSON of California. Mr. Speaker, like the rest of my colleagues, I was saddened to learn of the untimely death of TORBERT H. MACDONALD on Friday, May 21. Until he announced

his retirement last month, I had looked forward to many more years of outstanding leadership from the gentleman from Massachusetts. His retirement was a loss to the Congress, the Nation which he served as a military man and as a legislator, and to the people in his district whom he represented so ably. TORBERT MACDONALD's death was a grievous personal loss to his friends, family, and all who had come to know and respect him.

TORBERT will probably be remembered most for his authorship of legislation banning local blackouts of sold-out professional football games, and for his leadership in the fight to control violence on television. As chairman of the Interstate and Foreign Commerce Subcommittee on Communication, Representative MACDONALD exercised great power over the broadcasting industry. He used that power for the common good, seeing that the principals of free speech were maintained, and at the same time insuring that the public airways were used by broadcasters in the best public interest.

As captain of the Harvard football team in 1939, TORBERT MACDONALD was a roommate of our former President, the late John F. Kennedy. During World War II, he entered the Navy and saw action on PT boats during the battle for the Pacific, winning a Silver Star.

Following the war, TORBERT MACDONALD received his law degree from Harvard University. He worked as a lawyer for the Motion Picture Producers Association and the National Labor Relations Board prior to his election to Congress in 1955.

Representative MACDONALD's background was instrumental in many of his legislative accomplishments. Besides the blackout ban, he will be remembered for his support of the public broadcasting system, and in his efforts to see that energy cost remained within the reach of the average citizen. His knowledge of sports came from his collegiate career in both football and baseball. TORBERT loved sports: but he never ceased his efforts to see that they were accessible to every American.

Mr. Speaker, TORBERT MACDONALD was a man who led a full and successful life. He leaves behind him a legacy of many important legislative accomplishments, and the warm memories of his family and friends.

My wife, Lee, joins me in expressing our most sincere condolences to TORBERT MACDONALD's lovely wife, Phyllis; their children, Torbert, Jr., Brian, Robin, and Laurie; his mother,

Harriet Hart Macdonald; and his two sisters, Gertrude Bateman and Margaret Prior.

Mr. BOLAND. Mr. Speaker. Our distinguished colleague, TORBERT H. MACDONALD, the representative of the Seventh District of Massachusetts, passed away on May 21, 1976.

In behalf of the Massachusetts congressional delegation, I have requested this time today to offer tributes in honor of this distinguished public servant.

Mr. Speaker, let me say that the people of TORBY MACDONALD's district will miss the faultless attention to constituent problems, upon which he insisted throughout his 22 years in the House.

And I know that many, many constituents that he helped, personally, all feel their debt to him very deeply.

The numbers of those who stood in silence outside the packed Church of the Sacred Heart in Malden, Mass., at TORBY's funeral are testimony to that.

Those of us who knew TORBY MACDONALD as a colleague in the House, knew him as a fighter.

In the areas of communications, transportation, and energy regulation, his record was one of unflagging persistence in espousing the causes he felt just.

No one ever had any doubt about his stand on these issues.

On my office desk today sits a "Dear Colleague" letter from TORBY concerning legislation that would have affected important areas of communications law.

He never gave up.

Anyone who knew TORBY MACDONALD even 4 years ago knows this. In recent months he was virtually a shadow of his former robust self.

The former PT boat commander that so distinguished himself during World War II—the man who won a Silver Star, a Presidential Citation and a Purple Heart—had been wasted and physically weakened by disease.

Yet, his spirit remained unflagging and his perception as razor sharp as ever.

He fought his sickness until the very end.

Only the fear that he could not continue to give his customary excellent best to his constituents led him to announce that he would no longer seek reelection to Congress.

TORBERT MACDONALD fought his sickness as he fought all his legislative conflicts—unrelentingly.

The once powerful frame of the famous Harvard football and baseball standout, however, only showed the results of his battle against pain.

His spirit remained undaunted to the end.

TORBERT MACDONALD, who gave up a promising career in professional sports to practice law and eventually come to Congress, showed early the kind of commitment to ideals that made him a standout in this and past Congresses.

He and his Harvard roommate, John F. Kennedy, looked ahead to the days when the principles upon which they agreed so closely must be put into operation in this country.

Those principles included sacrifice, something to which the aspiring lawyer MACDONALD later came to know so well.

Also contemplated was suffering, but perhaps neither man could hope to know then the kinds of suffering, the pain they would each come to live with.

TORBERT MACDONALD, in his eulogy of John F. Kennedy, called the late President "a spartan," because he endured pain so well that few ever realized that he suffered.

TORBERT MACDONALD was as close to John F. Kennedy as any Member of the House, past or present.

I was particularly struck by his explanation of the President's ability to conceal pain, and I would like to share those words with all here present today.

He explained that—

> The concealing of his emotions was not a purposeful thing, but an ultimate expression of his belief in the rationality of life. He understood better than most of us that with good, some bad always follows, and that pleasure is often the companion of pain. I know it was the pleasure of many of you to have served either with or under Jack Kennedy and I know that pleasure is one of the chief reasons for the terrible pain that many of us feel on this melancholy day.

We mourn the passing of a colleague who was a spartan in the same mold as John F. Kennedy, a man with whom it was my pleasure to serve and that of many Members here today.

His place on the committees on which he served will be hard to fill. But as he himself said of John Kennedy:

> The pleasure we had in his company—in the fights which we shared with him and in the ideals which he sought to bring to public service—that pleasure makes this moment so poignant.

He was a fighter and we will miss his style.

Mr. Speaker, I know I speak for the entire House when I say

that all our sympathy and condolences go to the family of TORBERT H. MACDONALD.

Mr. Speaker, at this time, I would like to ask permission to include with my remarks, two additional documents.

The first is the homily given by the Rt. Rev. Msgr. John J. Grant, at Sacred Heart Church in Malden, Mass., at the funeral of Congressman MACDONALD.

The second is the memorial address delivered by the senior Senator from Massachusetts, the Honorable Edward M. Kennedy.

Both of these addresses touched deeply all who heard them during the funeral service. I feel that other Members will also be moved by the affection and the personal admiration that shines through these remarks.

They fittingly capture some of the heartfelt poignance of that day:

REMARKS BY REV. MSGR. JOHN J. GRANT AT THE MASS OF RESURRECTION FOR THE HONORABLE TORBERT H. MACDONALD

May I take this opportunity to express, in the name of the community of the faithful, the priests and people here gathered, our prayerful concern for the family, relatives, and friends of Congressman TORBERT H. MACDONALD. As his many friends in the Congress and government work join in expressing their sympathy, may I, in the name of the priests and parishioners of Sacred Heart, extend our sincere condolences to Mrs. Macdonald and her children on the loss of a beloved husband and father.

Despite what is written in newspapers as tributes to the life and work of our deceased friend, the whole story can never be captured in any amount of words. Whether the notice is in the small type contained in the Congressional Record marking TORBY's accomplishments, or the printed black-type obituary notice of a newpaper, only those who lived, loved, suffered, and rejoiced with TORBY know the real measure of the man. The agate type of the paid classified speaks only in terms of date of death, survivors, funeral arrangements and burial. Each of us in our own minds and hearts, however with sorrow at this moment, know what his life, style, and achievements have meant to us individually. In a very human way, he lived mindful of his beginnings and his ultimate destiny.

While Senator Kennedy is scheduled to give the memorial address at the end of Mass, I would like to add my own thought at this time as I feel it relates to TORBY—

To be human is to be born on earth:
To be human is to live through each day:
To be human brings pain and blessing all at once:
To be human is to search but not find all we seek
To be human is to rest in the earth when life ends:
To be human is to long for God's salvation:

His earthly life is ended, his longing is now fulfilled. May he rest in peace, forever.

Having said this, could I ask you to join in the Prayers of the Faithful incorporated in the Liturgy at this time. With the response on the part of the people—Lord, hear our prayer.

As we have listened to your words, O Lord, and gathered round your altar in love and worship this morning, we pray for our own needs and the community of your people. We pray for peace for those who have gone before us, and peace for those who live in faith and hope:

1. For the vision to see God's love in this world in spite of pain and suffering, separation and loss, Lord, hear * * *

2. That the light of Divine Wisdom direct the deliberations of Congress to the end that all people may share in the blessings of equality, justice, and peace. Lord, hear * * *

3. That all men and women of integrity who dedicate their talents to the service of others may be strengthened by your inspiration and power. Lord, hear * * *

4. That all your people may be conscious of the needs of the poor, the lonely, the aged, the alienated, and be ready to share their resources as true stewards of God's creating. Lord, hear * * *

5. That God's faithful servant, and our friend TORBERT may find light, peace, and refreshment, forever. Lord, hear * * *

6. That all the bereaved and sorrowing, his wife, children, sisters, relatives, and friends may find comfort in the belief that death has no power over their loved ones. Lord, hear * * *

Father, may all our lives find their consummation in you, where all questions are answered and tears wiped away, where we shall be forever with those we have loved.

We ask this in faith through Christ, Our Lord. Amen.

REMARKS OF SENATOR EDWARD M. KENNEDY AT SERVICES FOR REPRESENTATIVE TORBERT H. MACDONALD

It is not an easy thing to say goodbye to a great and decent human being like TORBERT MACDONALD. When a light like that goes out, a star disappears from the sky. The nights are a little darker for so many of us who were guided by his light and warmed by his friendship.

Remembering TORBY, I think of both the public and private man. I think of his three great public qualities of honesty, integrity, and service. And I think of his equally great private qualities of friendship, humor, and unselfishness.

To thousands in Malden and the many other towns and cities he served in this district, TORBY was an outstanding Congressman for our Commonwealth, one of the best New England ever had. As well as any I have known, he performed the two essential roles of a Member of the Congress—service to his district and leadership for the Nation.

He leaves enduring monuments in the Seventh District. They are written clearly in the tangible things he accomplished for so many people during his 22

years of service here. But even more important, he lives on in the hearts and gratitude of those for whom he did so much.

He also blazed a brilliant trail in the statute books of the United States. The major laws he fashioned are well known for both their wisdom and their craftsmanship. The history of these recent years in Congress will record TORBY's skillful leadership in critical areas like energy, transportation, election reform, and national communications policy, especially public broadcasting and the role of the media in our free society.

His untimely death is a tragedy for the country. He still had so many things to do, so many plans to carry out, so many goals that only he could reach. His skills were a fine blend of leadership, intelligence, and hard work. Above all, his skills reflected the priceless qualities of courage and judgment that guided all his actions. The Silver Star he earned for bravery in battle in World War II was won many times again in the battles he so often fought in public life for what was right.

But for all of us here this morning, it is the private man and friend whose loss we feel the most. There is a special tragedy in the passing of one for whom laughter was second nature, who could so quickly draw a smile from others, whose friendly and welcome sense of humor was always at the surface.

My own recollections of TORBY go back over 35 years, to those weekends at our Maryland home when my father was at the SEC. Growing up as the youngest in our family, I have many vivid memories of those years. Cabinet officers would come and go, and many other distinguished visitors would call. But for a 7-year-old, few visits could match the times that my brother brought his roommate, who was Harvard's football captain and baseball star, home to spend the night.

In a sense, TORBY became a member of our family. His college friendship with Jack grew even closer over the years. TORBY was there in Jack's first race for Congress in 1946. In each following campaign, throughout the Senate and the White House years, he was always there—laughing, advising, working, helping in so many ways. And he shared our grief 13 years ago, as we share his family's grief today.

As college roommates, he and Jack were inseparable. They shared everything. The good times were easy, but they also took their lumps together when things didn't work out as well. When the dean of students caught Jack red-handed in the midst of mischief, he didn't know that TORBY was around the corner out of sight, directing the operation. But when Jack was called on the carpet the next day in the dean's office, TORBY was standing there beside him. Standing together, they thought, no one could pull the carpet out from under them. They were right and they stood that way for over 25 years.

And later, when my parents went to England, we had a problem in the early 1940's. We thought the New England Telephone Co. was outrageously overbilling us for long-distance calls to Britain. Jack was ready to audit the company books himself, until he found that TORBY was burning up the wires with calls to my sister, Kathleen. TORBY was the most expensive telephone romeo my sisters ever had.

In those days, my sisters hardly ever went without a date. Long before they thought of it in baseball, the family made TORBY the Kennedys' designated hitter—whenever any of my sisters needed him for a date.

Actually, it got to the point where the house was so full of TORBY and all of TORBY's suitcases and clothing that my father finally told Jack, "Look, he's your friend and I like him, but doesn't he have a home somewhere?"

No person's work is ever finished. But the tragedy of TORBY's death is compounded by our knowledge that his life was cut short at its prime. We who live shall carry on his work. We shall rededicate ourselves to his ideals, and to the ideals of the other fine friends and leaders we have lost. We shall make his commitment our commitment, his work our work, his dream our dream.

Near the end of Pilgram's Progress, there is a passage that tells of the death of Valiant:

"Then, he said, I am going to my father's; and though with great difficulty I am got hither, yet now I do not regret me of all the trouble I have been at to arrive where I am. My sword I give to him that shall succeed me in my pilgrimage, and my courage and skill to him that can get it. My marks and scars I carry with me, to be a witness for me, that I have fought his battle who now will be my rewarder.

"When the day that he must go hence was come, many accompanied him to the river side, into which as he went he said, 'Death, where is thy sting?' And as he went down deeper, he said, 'Grave, where is thy victory?' So he passed over, . and all the trumpets sounded for him on the other side."

Mr. CONTE. Mr. Speaker, I agree with what the distinguished gentleman from Massachusetts (Mr. Boland) said. I attended the funeral, which was one of the most inspiring services that I had ever attended for any of my deceased colleagues.

The eulogy given by the senior Senator from Massachusetts, Senator Kennedy, was one of the most moving and touching eulogies that I have ever heard given for a friend.

Mr. Speaker, the crowds outside the church were just fantastic. They indicated the deep love and enormous respect that the people of Malden held for TORBIE MACDONALD.

Mr. Speaker, I want to extend my deepest sympathy to his wife and family.

Mr. Speaker, I appreciate the opportunity to once again express my own sense of personal loss and join with my colleagues in collectively reflecting on the void created in this body by the untimely death of our beloved colleague, TORBERT H. MACDONALD.

TORBY MACDONALD was a good friend of mine and a great friend to the people of the Commonwealth of Massachusetts. A measure of the love between the man and his community was shown to me at the moving and emotion-charged funeral services for our colleague. From throughout the Seventh Congressional District of Massachusetts, men and women from all walks of life gathered—actually lined the street near the Holy

Cross Cemetery in Malden—to join with representatives of government at all levels to say a final farewell, accompanied by a piper's plaintive wail, to that good, good man.

I took the floor of the House on May 24 to deliver a tribute to the memory of TORBERT MACDONALD and I reiterate those thoughts today.

TORBERT MACDONALD served in the Congress for 22 years, developing special expertise in a number of areas in connection with his assignments on the House Commerce and Government Operations Committees. He was especially knowledgeable and active in the areas of broadcasting, energy, railroad revitalization, and consumer protection. He is renowned as the "father of public broadcasting." Here, TORBY MACDONALD exercised his keen intellect and foresight to create a public institution that has benefited and is enjoyed by almost every American.

As I have said before in speaking of my distinguished colleague, TORBY MACDONALD gave few speeches on the floor of the House. But when he took the floor to speak on an issue, he was greeted by a silence and deference unusual to this Chamber. Members recognized that TORBY MACDONALD addressed the issues, did his homework, and deserved their close attention and respect. His was a voice of authority and direction.

Many people will remember TORBY MACDONALD as the roommate of John F. Kennedy and a popular football star at Harvard. But I will remember him as a dedicated and conscientious Congressman who toiled hard for his constituents. They will miss his effective representation and we will miss a respected and much-admired colleague.

I once again express my deepest sympathy to TORBY's wife, Phyllis, and the entire Macdonald family. I thank my colleague Congressman Edward Boland for arranging for this special order today.

Mr. GONZALEZ. Mr. Speaker, I think that TORBERT MACDONALD and I were contemporaries of a sort. I came to the 87th Congress, in the second half of the middle of the ball game, so to speak.

But it was not long before I met TORBERT MACDONALD. He was in my mind, and continues to be, inextricably linked with that very glorious period of time in our national history in which President Kennedy fired the imaginations of the American people and filled with enthusiasm and commitment the minds of

our youth. It is with this zeal that I always picture and identify TORBERT MACDONALD.

He was a man who had a marvelous sense of humor, a quick wit, and a man who performed extraordinarily well in all that he did.

I recall his chairmanship of a subcommittee and his handling of bills on public broadcasting and other very important legislation.

I guess all that I can say is that I join my colleagues in their remarks and to pray for the rest of TORBERT MACDONALD's soul.

Mr. ALBERT. Mr. Speaker, a few days ago, TORBERT H. MACDONALD, of Massachusetts, one of the House's most accomplished legislators, died at Bethesda Naval Hospital. In the final stages of his illness, as throughout his life, TORBERT MACDONALD fought hard and gallantly.

Most of us knew TORBERT MACDONALD for his legislative leadership on the Interstate and Foreign Commerce Committee, especially his chairmanship on its Communications Subcommittee. As subcommittee chairman, his influence was spread over all forms of telecommunications, including television, radio, cable TV, and satellites. He was also ranking member of two Government Operations' subcommittees—Conservation, Energy and Natural Resources; and Government Information and Individual Rights.

Over the past decade, Representative MACDONALD played a central role in such major legislative efforts as the Corporation for Public Boradcasting Act of 1967, the Federal Election Campaign Act of 1971, the 1973 professional football antiblackout bill, the fight against high energy prices and the growth of cable television.

But there were other sides of TORBY MACDONALD's eventful career. Born in Boston in 1917, he entered Harvard in the fall of 1936. For 4 years, he was the roommate of John F. Kennedy. Their close relationship was to continue throughout the political career of our former House colleague, Senator, and President, John Kennedy.

TORBY MACDONALD had other experiences in common with former President Kennedy. Both joined the freshman football team at Harvard and TORBY, as an elusive halfback, went on to captain the team. Both men joined the Navy at the outbreak of World War II and both served as PT boat skippers in the South

Pacific. For meritorious combat off the coast of New Guinea, Representative MACDONALD was awarded a Silver Star and a Purple Heart. He came back from the war to enter and complete a Harvard law degree.

I had the privilege of knowing TORBY as a personal friend. We have traveled together. We have been on hunts together. We knew one another well and for a long time. His loss is a great personal loss to me.

In 1954, TORBY MACDONALD ran for and won the Massachusetts Seventh District congressional seat. His continued election success over the next 10 elections was a testament to the high esteem that he was held in by his constituents. Because of illness, Representative MACDONALD was to retire at the end of his congressional term.

We will all, of course, miss TORBY MACDONALD. He worked hard; he played the game of life with vigor. Our hearts go out to his surviving family, especially his wife, Phyllis, his four children, and three grandchildren.

Mr. RHODES. Mr. Speaker, I join my colleagues in expression of our sorrow over the death of Representative TORBERT H. MACDONALD of Massachusetts.

During his 22 years in the House, he was active in many areas dealing with communications and political campaigns. Sensing the impact of television on the lifestyle of Americans, he became a leader in formulating legislation dealing with the problems of this rapidly expanding communications medium. He devoted much time and effort to securing broader TV coverage of the views of political candidates. He opposed the growth of violence in TV programing, and took special interest in the content of programs aimed at children.

He was, of course, best known for his efforts on behalf of armchair quarterbacks, and was instrumental in establishing the no-blackout policy which brought home professional football games to millions of fans unable to attend at the stadiums. His efforts helped launch public television as a source of cutural entertainment.

His was a record of dedication and diligence, both in service to the people of the Seventh District of Massachusetts and to the Nation. He worked hard, gained prominence and respect in the House and from the American public. I share with my col-

leagues our regret at his untimely passing, and offer condolences to his wife, four children, and three grandchildren.

Mr. Speaker, at a time like this, it is always difficult to say what you really feel about a man who was your friend for so long a time. The irreplaceable cliche seems to constantly loom before us. But, how do you use cliches to describe a man whose lifestyle was the very antithesis of the stereotype. I guess that you just do your best and hope that it does not sound too hackneyed. This is doubly difficult for me because, and let us be honest, TORBY would not really have approved of these proceedings, however well intentioned they may have been.

The wake, even the Irish wake, was just not his style. While he would have been appreciative, his personal philosophy on eulogies was more like the one that William Butler Yates prescribed for himself when he said:

> Cast a cold eye
> On life, on death
> Horseman, pass by!

I am not going to attempt to mention all of TORBY's legislative accomplishments. Better and more astute men than I have already performed that function, and performed it admirably. Suffice to say, that as a legislator, he was quick to respond to the appeal of human wants and needs. He passionately believed that it was the proper function of Government to provide a remedy and he did not hesitate to call upon the resources of Government to that end.

Much has been written about TORBY's long and warm association with the late President Kennedy. I think that only his real friends knew how much the President's death really meant to him. He spoke of him often but never in a maudlin sense. He spoke of President Kennedy in a way that we should always speak of TORBY. He was fond of repeating President Kennedy's words that—

> There are three things which are real: God, human folly, and laughter. The first two are beyond our comprehension so we must do what we can with the third.

TORBY, I make a promise to you today that I will never reminisce about you without these prerequisite conditions.

I will only do so in the presence of your real friends.

I will never mention any of your legislative accomplishments.

I will only do so in an atmosphere of laughter.

Mr. O'NEILL. It was my privilege to have served with TORBY in the Congress for the past 22 years. I will miss him, not only because the House has lost such an outstanding legislator, and Massachusetts has lost one of its finest public servants, but because I have lost the companionship, the counsel, the advice, and the support of a close personal colleague.

I knew TORBY since high school days when he was an all-star, four sports athlete. I remember him as the star halfback on the Harvard football team and as a great pitcher on the Harvard baseball team. I knew him as a young attorney practicing law in the Greater Boston area. We became close friends when he came to Congress in 1954, and I knew then that he was destined to become one of America's great national leaders.

There have been many people in Massachusetts and throughout the Nation who were close to the late President John F. Kennedy. But I would have to say none was as close as his college roommate, TORBY MACDONALD, who served as a personal adviser during Kennedy's Presidential years.

TORBY took great pride in representing the Seventh District of Massachusetts, serving his constituents with vigorous leadership and strong personal commitment.

To enumerate his great legislative achievements does not pay him the credit he deserves. He is recognized as the father of public broadcasting, the author of the Emergency Petroleum Allocation Act, and the author of the sports antiblackout law.

Throughout his legislative career, TORBY fought against higher energy prices and was an influential spokesman for the consumer, the unemployed, and the elderly. As the ranking member of the Commerce Committee he was the driving force behind the most important legislation in our Nation's history that directly affects the health, safety, and well-being of the American people.

TORBY MACDONALD was never more effective as a Congressman than in the last two Congresses. He was not only a strong force in Congress, but his leadership on the House Commerce Committee meant a great deal to the country, to the people of New England, and to his constituents in Massachusetts.

He will be sadly missed by his constituents, his colleagues, and his friends.

My wife, Millie, and my staff join me in extending our heartfelt condolences to his family

Mr. McFALL. Mr. Speaker, the House and the Nation lost an able and dedicated public servant last month with the death of Congressman TORBERT MACDONALD.

Members of the House have lost a dear friend. The consumer, the working man and women, the elderly, the common man have lost an eloquent spokesman and a fighter for their rights and dignity.

It was my privilege to work closely with Congressman MACDONALD in his capacity of assistant whip for the New England region, a position he held for 20 of his 22 years in Congress and to which he was elected by his colleagues from Massachusetts and neighboring States.

One cannot escape the parallels in TORBERT MACDONALD's remarkable career with that of another distinguished son of Massachusetts, the late President John F. Kennedy.

Both attended Harvard University, where they were roommates.

Both commanded PT boats in the Pacific during World War II, and both were decorated for heroism in action.

Both began their public service with election to the House of Representatives.

And both were taken from us too soon—after careers of great achievement, but with much more yet to do.

Diligence, hard work, and the brilliance to go the the heart of complex issues brought Congressman MACDONALD to a position of leadership in the House. He was chairman of the House Subcommittee on Communications, the ranking Democratic member of the Interstate and Foreign Commerce Committee, and a ranking member of two Government Operations subcommittees.

Throughout his 11 terms in Congress, TORBERT MACDONALD fought the people's fight. He led the battle against higher energy prices, and one of his greatest and most recent achievements was in assuring ample supplies of crude oil at equitable prices to consumers as a conferee on the omnibus energy bill. He never hestitated to take on powerful interests on behalf of consumers, and more than once helped block unnecessary utility rate hikes and win rate rebates for customers.

Congressman MACDONALD is recognized as the father of public broadcasting, having introduced key legislation in 1967 and helped guide growth of educational television and radio.

His leadership produced the long-range funding legislation for public broadcasting which the President hailed as a "legislative milestone" last year.

His contributions to progressive legislation for the people were many. He was author of the natural gas pipeline safety law. He helped push campaign reform legislation through the Congress to limit candidate expenditures on television. He fought for better working conditions for the American people and for job security. He played an important role in the enactment of public service and summer youth jobs legislation and of the comprehensive bill to reorganize and revitalize financially troubled Northeast railroads.

The House and Nation will miss TORBERT MACDONALD, his keen intelligence, his compassion, and his humanity.

Mr. MAHON. Mr. Speaker, I join my colleagues in paying tribute to the memory of TORBERT MACDONALD, a good friend and distinguished legislator.

He made a significant contribution to the House during his 22-year career here.

Last year I had frequent occasion to work with him in connection with the authorization and appropriations for the Public Broadcasting Act. In his role as chairman of the Communications Subcommittee of the Interstate and Foreign Commerce Committee, he managed this bill, and I greatly appreciated his cooperation and willingness to work with the Committee on Appropriations on this measure. He did an excellent job for public broadcasting in his handling of the legislation.

TORBERT served his district and State well. His service during World War II was truly outstanding. Others have spoken in detail of the career of this distinguished American and I shall not extend these remarks other than to express my deepest sympathy to his family.

Mr. BURKE of Massachusetts. Mr. Speaker, the whole city of Malden, or at least it seemed so, turned out to say goodbye to TORBY. He was their Congressman for over 21 years, represented them ably, spoke eloquently in their behalf, but most of all, he loved them, was proud to represent them, and they knew it. In final tribute, they honored him, turning out in vast numbers, saying their last goodbyes.

TORBY's legislative accomplishments are many and significant. He was throughout his career a voice for the consumer, whether he was speaking for lower fuel prices, better railroads, public broadcasting, or any number of other things. It is a record that speaks for the people—those people he so ably served for 22 years.

I have said about TORBY that "I will remember him as a gentleman, and as a quiet, effective legislator who never complained; he just did his job. He always went out of his way to be fair and impartial; he never misused his great influence and power."

TORBY's presence in this Chamber will be sorely missed. He possessed a fine mind and was a legislative craftsman. I often sought out his advice; his counsel and expertise on matters before the Interstate and Foreign Commerce Committee was second to none. We in New England know how time and time again he was the pivotal point on issues so important to the region such as the fuel allocation bill and the revitalization of our Northeast railroads. TORBY provided valuable leadership and followed through for us. You could always count on TORBY; he was like that. We will miss this fine legislator, but most of all we will miss our close and valued friend.

To his wife, Phyllis, and his children, Laurie, Robin, Torbert, Jr., and Brian, he leaves a legacy of dedicated public service. His accomplishments are ever present and ever with us. While we sadly watched the vitality drain from our beloved friend, his accomplishments remain ever vital, and a testimonial to this great man's perserverance and foresight. Public broadcasting and educational television, perhaps TORBY's proudest achievement, grow stronger each day, bringing to millions the opportunity to appreciate the fine arts, and a quality in visual viewing they otherwise would not have had. How can we even begin to gage what public broadcasting has contributed to this Nation?

My sympathies go out to Phyllis and the children. They should not have had him taken so soon, but their solace must come with the knowledge that he lived a full life and accomplished far more than most could ever dream.

Mr. EARLY. Mr. Speaker, it is with great sadness and a deep sense of personal loss that I join the Members of the House in mourning the death of TORBERT H. MACDONALD, an outstanding Member of Congress for 21 years.

Congressman MACDONALD served his constituency and his country with the highest dedication and distinction. As a PT boat commander in World War II he was awarded the Purple Heart, the Silver Star, and a Presidential citation for valor. As a U.S. Representative and an outstanding member of the House Interstate and Foreign Commerce Committee he gained national acclaim for his legislative leadership in obtaining congressional approval for public broadcasting, the sports anti-blackout law, the Emergency Petroleum Allocation Act, and the revitalization of the railroads in the Northeast. These are just a few of the multitude of legislative hallmarks that were adopted and approved by both the Congress and the Chief Executive mainly through his individual cooperative efforts over the past 21 years.

But, above and beyond his military and legislative accomplishments, TORBY MACDONALD was most esteemed and will be forever remembered by his constituents and colleagues for his warm friendliness, his willingness to help in any problem, his compassionate understanding, his straightforward manner, his high courage, and his genuine interest in the progress of the people of the Seventh Congressional District of Massachusetts and the people throughout our Nation.

TORBY MACDONALD was a great, a good, and a gentle man who put the whole of his energy and competence into whatever he did. He will be sorely missed in this House but his legacy of unblemished honor and fearless legislative leadership as a distinguished Member of Congress will remain forever as an inspiration for all who serve here.

I know that the heartfelt sympathy of every Member of the House goes out to his wife, Phyllis, his two daughters, Laurie and Robin, and his two sons, Brian and Torbert, Jr.

Mr. MOAKLEY. Mr. Speaker, I rise today to express my profound sorrow over the recent passing of a Congressman who will be sorely missed—TORBERT H. MACDONALD.

TORBY was one of the most respected Members of the House of Representatives. He was a gentleman, a quite man, a man who worked hard and diligently, and a man whose word was always trusted. TORBY always fought hard for those issues he felt were important to his constituents and to all the people of our Nation. He was an extremely effective Representative, a Congressman who got things done.

As a legislator, TORBY could not be surpassed. During his 11 consecutive terms in the House of Representatives, TORBY was deeply involved in several vitally important legislative fields. MACDONALD was responsible for spearheading the drive for educational television and radio, as well as for providing long-range funding legislation for public broadcasting. He was a strong advocate of raising the quality of children's television and was responsible for implementing a children's television office within the FCC.

Congressman MACDONALD was a consistent champion of consumers' rights and a defender of voters' rights. His authorship of the Emergency Petroleum Allocation Act, during the recent oil embargo, assured all areas of the United States, especially New England, an equitable supply of home heating oil and gasoline.

In addition to this, TORBY served as a major architect of the Federal Elections Commission Act of 1971. TORBY is also well known for authoring the law which forced professional sports teams to allow telecasts of soldout home games. His efforts on behalf of reorganizing and revitalizing the financially troubled Northeast railroads are well known, as is his work fighting against higher energy prices and unnecessary rate hikes from electric utility companies. The list of TORBY's accomplishments could go on and on—he was a truly dedicated and sincere representative of the people.

TORBERT MACDONALD gave 21 years of his life to the people of his district, to the Massachusetts delegation, to the House of Representatives, and to the country that he loved. His achievements have not only affected the American people during the time they became law, but will have far-reaching effects into the future. Losing TORBY was not only a great loss to Congress as a whole, but also to those of us who were lucky enough to have had a measure of personal contact with him. His dedication to the interest of the public, as well as his warmth and honesty as an individual, will be deeply missed. It is with sorrow that we pay homage to a great man. And it is with respect that we will always remember him. TORBY will always be remembered for his outstanding achievements in the classrooms of Harvard, the playing fields of Harvard, and the Halls of Congress.

Mr. GIAIMO. Mr. Speaker, the recent death of our esteemed

colleague, the Honorable TORBERT H. MACDONALD, has left a void in this Chamber which will be imposible to fill.

TORBY's leadership, determination, and diligence were evident in all the disparate undertakings of his rich and rewarding life. In his younger years, he was known as a star athlete and football captain at Harvard. Later, he served with distinction as a PT boat commander in the Pacific during World War II.

The qualities which TORBY exerted on the gridiron and in combat were best displayed, however, when he became a Member of Congress in 1955. Over the last two decades, TORBY MACDONALD was recognized as a national leader in the area of communications law. As chairman of the Subcommittee on Communications, he worked tirelessly on behalf of public radio and television and rightfully has been called the "father of public broadcasting." Without him we today would not be enjoying the excellent variety of cultural and educational programs which public television and radio provide. In addition, and much to the chagrin of many wives of America, he also authored the sensible legislation which removed the local television blackout on sold-out sports events.

While TORBY was recognized as a public servant of national importance, I will always remember him for his efforts on behalf of the people of New England. I had the distinct honor in 1975 of being elected to succeed him as majority zone whip for New England, a position he held ably for many years. Keenly aware of the needs and problems of his region, TORBY was one of the founding fathers of the New England Congressional Caucus, and he worked closely with his colleagues on both sides of the aisle to develop legislative initiatives designed to meet the economic needs of the six-State area.

Nowhere were his efforts more noticeable and successful than in the Interstate and Foreign Commerce Committee. In 1973, as chairman of the Subcommittee on Communications and Power—as it was then called—he authored the Emergency Petroleum Allocation Act which assured all parts of the country, particularly New England, an equitable supply of home heating oil and other petroleum products following the oil embargo and shortage. At the same time, he worked unceasingly with his colleagues to draft the Regional Rail Reorganization Act which assured that the entire Northeast will receive improved freight

rail transportation to assist the economy and to help improve the environment.

Mr. Speaker, TORBY MACDONALD was a dedicated public servant, a sincere mentor, and most of all, a kind friend. My family and I extend our heartfelt sympathy to his widow and children and to the people whom he ably represented in the Congress.

All of us will miss TORBY's presence. He was a fine Yankee, and a great man.

Mr. COTTER. Mr. Speaker, I wish to join my colleagues to mourn the death and honor the memory of TORBERT MACDONALD.

I consider myself privileged to have enjoyed his friendship during my 6 years in the House. I often relied on the counsel of this wise and experienced legislator.

TORBY, among many other achievements, was a leader in the field of energy legislation, an area that is of prime importance to the people of my district, who, like other New Englanders, have keenly felt the impact of energy shortages and high prices for automobile, industrial and home heating fuel. The people of my State are grateful for the leadership TORBY exercised in this area.

I will miss his presence in the House. To his wife and family, I wish to offer my condolences.

Mr. DODD. Mr. Speaker, It is with deep personal sadness that I rise on this occasion to pay tribute to our friend and colleague, and a long-time family friend, TORBERT MACDONALD.

Several of my colleagues have already accurately enumerated TORBY's varied and extensive accomplishments during his 21 years of service to the House of Representatives.

To me, the most significant aspect of TORBY's career was the quiet fortitude with which he pursued every endeavor, regardless of the nature of the task. Hundreds of Americans have been immediately affected as a result of his insistence to attack each and every problem directly. This determined spirit has had a profound impact upon both the House of Representatives and the American public.

As chairman of the Commerce Committee's Communication Subcommittee, TORBY continually exhibited his independence in many different areas of communication policy. As chairman,

he used his recognized influence to implement legislation which established the cooperation for public broadcasting. Certainly, few other pieces of legislation have given the public such enjoyment as well as a tremendous educational experience. TORBY had a marked influence upon the broadcasting industry with the Macdonald bill, which lifted blackouts in home team areas. Unfettered by the opposition of major power companies, TORBY struggled to regulate the costs of energy, specifically of natural gas. One of the finest examples of his determination and independence was the effort to provide Federal hydroelectric power for New England.

As assistant majority leader for New York, TORBY often spoke on major concerns facing New England, such as equitable gas allocation and balancing the transportation system throughout New England.

However, TORBY was not only interested in the welfare of his constituents or those who resided in his part of the United States. Rather, he continually involved himself in issues that related to general welfare. Only last summer, he again exhibited his courage to stand up for what he believed when he alerted the public about the adverse effects television commercials might have upon our children.

TORBY again showed the same initiative he had displayed against our giant corporations as he threatened to introduce regulatory legislation if the television industry refused to initiate self-regulatory measures to correct problems with its commercials.

His dedication to his constituents as well as to the general public is a credit not only to Massachusetts Seventh District, and the New England States, but to this entire Congress.

Throughout his life, as a lawyer, a professional athelete, and a Congressman, TORBERT MACDONALD set the highest standards for himself. Let us take a moment today to reflect on these qualities and commit ourselves to his principles of individualism and spirit of dedication in our role as legislators.

At this time I would like to extend my deepest sympathy to Mrs. Macdonald and to the entire family.

Mr. ST GERMAIN. Mr. Speaker, death has taken another of our colleagues, TORBERT HART MACDONALD, the esteemed Representative from Massachusetts, and I am saddened and hum-

bled by this new tragedy as I always am when a friend and close associate is called away while he is in the prime of his career.

When TORBERT MACDONALD took his seat in the 84th Congress, he was but 37 years old and he was only fifty-eight when he passed away; yet he was a veteran in the ways of the House of Representatives, a wise and respected Member, with 21 years of distinguished service to his record.

We served together as fellow Democrats on the Committee on Government Operations, but were associated even more closely during the years we participated in the New England Caucus. I had ample opportunity to observe his fine attributes as a man, and his diligence as a Congressman. He always worked vigorously in the interests of the people of our region, and strove, especially, to find ways to resolve the economic problems of New Englanders. But, more, throughout his congressional life, he translated high concern about the stricken and the economically oppressed levels of our society into a hard-driving pursuit of legislation for their benefit.

Not surprisingly, with his own splendid educational background, as well as his athletic abilities and enthusiasm for active sports, TORBERT MACDONALD did much work in the Congress to expand the availability of both education and sports through a broadening of television usage. It seems, then, especially fitting that a scholarship fund is to be established in his name, and I commend his family for requesting that form of tribute.

This man, who honored sportsmanship in the way he lived, honored it also in the courageous way he faced death, by coming to grips with his fate in a way few of us are ever called upon to do. He handled his knowledge of the inevitable in a manner in which his beloved wife and children can take great pride even as they grieve.

TORBERT MACDONALD left us too soon, but he left us bravely, and I feel privileged to be able to stand before this House today to pay my final respects to his memory.

Mr. EVINS of Tennessee. Mr. Speaker, I want to join members of the Massachusetts delegation and others in paying a brief but sincere tribute to the memory of our late colleague and friend—Congressman TORBERT MACDONALD—who died in Bethesda Naval Hospital.

TORBERT MACDONALD was truly an outstanding Member of the

House. He was able, capable, courageous, personable and his positions on matters of public policy were based on high principles and his vast and detailed knowledge of the facts and the issues. He was devoted to the public interest and fought to protect the rights and interests of the American people as consumers—as consumers of electric power, natural gas and other power sources, and as television viewers in the field of communications.

He was a strong opponent of violence and tasteless programing on television and he urged the communication industry to provide constructive and clean entertainment for the public.

TORBERT MACDONALD was chairman of the Communications Subcommittee of the Committee on Interstate and Foreign Commerce. He was a member of the Subcommittee on Conservation, Energy, and Natural Resources of the Committee on Government Operations.

In both capacities, he rendered outstanding service to the American people—he served well and faithful his district, State, and Nation.

TORBERT MACDONALD was genial, competent, capable, and cooperative. He was held in high esteem by all of us and he will be greatly missed.

As a strong and forceful champion of the public interest, he has left his imprint on the legislative history of the Congress—his goals and objectives will serve as beacons for years to come in the very important areas of his concern and expertise.

Certainly I want to extend to Mrs. Macdonald and other members of the family this expression of my deepest and most sincere sympathy in their loss and bereavement. My wife, Ann, joins me in these sentiments.

Mr. WAXMAN. Mr. Speaker, I was deeply saddened to learn this weekend of the death of my friend and colleague, TORBERT MACDONALD. It was only since I came to Washington as a new Member of this Congress that I came to know TORBY, but his reputation and accomplishments, his dedication to his constituents and the Nation, had long preceded our personal acquaintance. I joined the Subcommittee on Communications in the final months of TORBY's chairmanship, and came to appreciate his great sensitivity and vision regarding the future of telecommunications in our country. He has indelibly left his mark in all

the areas which captured his attention, and his memory will serve as a guide in our future deliberations.

No one can reflect on the last weeks of TORBY's life without being overcome by the enormous courage and humility of this man. His experience defies mere words; it speaks to the awesome contemplation of man before the mysteries of life and death. May TORBY's life be an inspiration for us all.

Mr. SARASIN. Mr. Speaker, I rise at this time to join my colleagues in expressing my sincere sorrow over the passing of a good friend and trusted colleague, TORBERT H. MACDONALD of Massachusetts.

I know I speak for many New Englanders when I say that we have lost a great legislator who worked tirelessly during the congressional consideration of the Emergency Petroleum Allocation Act, which guaranteed that we in the Northeast would receive the fuel necessary to heat our homes—at the time of the Arab oil embargo.

During his 22-year career as U.S. Representative from Massachusetts' Seventh Congressional District, TORBY MACDONALD was the author of many important pieces of legislation dealing with many diverse subjects; such as children's educational television, the natural gas pipeline safety law, and the reorganization of the Northeast railroad system.

TORBY was probably best remembered for his work as chairman of the Communications Subcommittee of the Interstate and Foreign Commerce Committee where he was known as the father of public broadcasting, a founder of the Corporation for Public Broadcasting, and as an advocator of free air time for candidates for major political offices so that the voting public might be better informed.

Mr. Speaker, I extend to Congressman MACDONALD's wife and four children my sympathy and the sympathy of every Member in the House.

Mr. WHALEN. Mr. Speaker, the death of our esteemed colleague, TORBERT H. MACDONALD, is a loss deeply felt here in the Congress, the Nation, and the State of Massachusetts.

TORBERT MACDONALD served in this body devotedly for 22 years, and during that time, achieved an impressive record of accomplishment and service to his constituents. He was chairman of the House Subcommittee on Communications, and the

ranking Member of the House Interstate and Foreign Commerce Committee. As subcommittee chairman, TORBY was instrumental in establishing the public broadcasting system and in securing its financial future. He also introduced the blackout ban to allow the local telecast of home sporting events. Moreover, he was concerned with the quality of broadcasting, and worked diligently to curb television violence.

Congressman MACDONALD's career also included service as the ranking member of two Government Operations subcommittees—Conservation, Energy, and Natural Resources; and Government Information and Individual Rights. Particularly in the field of energy, he spoke for the consumer. He fought the high cost of energy and was a noted critic of natural gas deregulation. As a conferee on the omnibus energy bill, he helped to assure that Americans would have access to enough crude oil at reasonable prices.

TORBERT MACDONALD's numerous and far-reaching accomplishments are the lasting testament to his diligent discharge of his duties as a Member of Congress. I extend my deepest sympathies to the Macdonald family. May God comfort them in their grief.

Mr. PERKINS. Mr. Speaker, within the space of 8 days in the late spring of 1917, Massachusetts saw the birth of two boys who were destined to make their mark in the legislative halls of this Nation.

The first of these was John Fitzgerald Kennedy, born on May 29, with whom I had the honor to serve on the Committee on Education and Labor. The second was TORBERT HART MACDONALD, born on June 6, with whom I had the privilege of serving in this House in 11 Congresses—the 84th to the 94th.

John Kennedy and TORBERT MACDONALD had many similarities in their early careers. They grew up in the Boston area; they both attended Harvard College; both answered the call to service during World War II; both commanded PT boats in the Southwest Pacific; both were decorated for valor; both were wounded and received the Purple Heart. And both were elected to the House of Representatives from areas that prided themselves on distinguished representation for 200 years.

A dozen years have passed since John Kennedy passed from the scene; and we are met here this afternoon to mark the passing of TORBERT MACDONALD. They were friends of each

other; they were friends of mine and many others who served with them both in this Chamber. Both were brave and gallant gentlemen who have themselves enriched a great tradition.

I first knew TORBERT MACDONALD when he came here to take his oath on January 3, 1955—21 years ago. Through the years, we were allied in many a good cause, and I knew him as a man of rectitude and honor.

This House is the richer for TORBERT MACDONALD's having served here, and the traditions of his State of Massachusetts have taken on added luster.

The sadness of his family must be tempered by the knowledge that his great legacy of honor and courage will live on.

Mr. BEVILL. Mr. Speaker, I share the setiments of all the Members of the House of Representatives in mourning the death of our distinguished colleague from Massachusetts, the late Congressman TORBERT H. MACDONALD.

Since becoming a Member of Congress in 1955, Congressman MACDONALD has become known as one of the best authorities on broadcasting in the entire House.

His expertise in this field will be greatly missed in the House as well as in the whole realm of government in the United States.

Congressman MACDONALD will probably be remembered most for his untiring efforts toward the betterment of broadcasting in America. The legislation he authored to ban local blackouts of soldout professional football games and his fight to control violence on television are but two of the significant efforts he made in the name of better broadcasting.

I came to know Congressman MACDONALD through my efforts to get legislation through Congress designed to amend the Communications Act of 1934 to establish orderly procedures for the consideration of applications for renewal of broadcast licenses. More specifically, these dealings with Congressman MACDONALD concerned legislation which would extend to 5 years the license renewals granted broadcast stations by the Federal Communications Commission.

During my discussions with Congressman MACDONALD concerning these matters, I found him to be extremely knowledgeable in the relationship of the Government to the broadcasting industry. I further found him to be very attentive to my propos-

als and I could not have asked for any more cooperation and fair consideration than that he afforded me.

Through my dealings with Congressman MACDONALD, I came to realize that his knowledge of the broadcasting industry was one the House was fortunate to have. As I said previously, it is a knowledge and expertise that will be sorely missed in this Chamber.

TORBERT MACDONALD will also be remembered for his support of the public broadcasting system in the United States. Through his position as chairman of the Committee on Interstate and Foreign Commerce's Subcommittee on Communications, he was a legislative pioneer in behalf of the successful public broadcasting system we know today.

His desire to see that energy costs remained within the cost of the average American is one more of the things TORBERT MACDONALD will be remembered for.

The record TORBERT MACDONALD left behind in the U.S House of Representatives is one of dedicated service that will be warmly remembered by those who had the opportunity to work with him.

Mr. BURKE of Florida. Mr. Speaker, I was deeply saddened 2 weeks ago when I learned of the death of my colleague, Representative TORBERT H. MACDONALD, of Massachusetts. Massachusetts lost a great public servant, the Congress lost a great Member, and I lost a great friend. Over his long and distinguished career, he built an inspiring record of honesty, courage, and devotion to the public good.

TORBERT MACDONALD was one of those men who could never do anything without doing it well. In college, he was one of Harvard's great athletes. He excelled at track, at football, and at baseball. He was signed as a player by the New York Yankees. He was also a member of the Harvard Football Hall of Fame.

Despite our political differences, TORBY and I had a lot in common. We both became lawyers. We both fought in World War II. While I served in the Army in Europe, he served in the Navy in the Pacific. Like his Harvard roommate and friend, John F. Kennedy, he distinguished himself for courage as a PT boat commander. For his bravery under fire, he won the Silver Star, the Purple Heart, and a Presidential citation.

TORBY was elected to the U.S House of Representatives in

1954. The energy which had demonstrated itself in athletics and war was now turned to working for the good of his State and his country. Back in the early 1960's, before it was popular to do so, TORBY started fighting for justice for consumers. But his concern for justice did not confine itself to American shores. He fought unswervingly for Israel.

As you know, Mr. Speaker, TORBERT MACDONALD was always a foe of favoritism. He opposed the misuse of wealth in seeking public office. The Federal Election Campaign Act of 1971, which effectively put an end to expensive TV "media blitzes," was passed largely through his effort. He also lead the campaign to reduce violence in TV programing, and advocated improved programs for children. He will be remembered by sports fans as the author of the law prohibiting local blackouts of soldout sports events on television. Perhaps his greatest monument is the Public Broadcasting System, which he fought long and hard for, and which won him the title of "the father of public television."

TORBY could have looked forward to many more years in Congress, for he had so much respect both among his colleagues and his constituents. He was working hard for the expansion of cable television when his career was cut short by illness. He had always put the public interest first, and when he saw his health fading, he retired. Even as he faced death, he showed the same gallantry with which he faced Japanese guns. When he realized that his life could only be artificially prolonged with life-support apparatus, he ordered the doctors to disconnect it. Even then his strong constitution seemed also capable of bringing him back to health. He finally died peacefully with his family at his side. We will miss him greatly, but we can be assured that death has no real triumph over a man like TORBERT MACDONALD. He has his magnificent record of public service to live after him, and he sleeps confident of the eternal justice and mercy of his Creator.

Mr. Speaker, I share the pride that my colleagues do in having been privileged to serve with him in the House, but the greatest privilege of all is that he was my friend.

Mr. DELANEY. Mr. Speaker, I believe it was John Milton who wrote:

Nothing is here for tear, nothing to wail,
Or knock the breast; no weakness, no contempt,
Dispraise or blame; nothing but well and fair,
And what may quiet us in a death so noble * * *

Such was the passing of our colleague, TORBERT MACDONALD. His last days at Bethesda were best described by his AA—

He's gutsy, courageous * * * he's got a fierce, incredible amount of strength.

TORBERT excelled in practically every endeavor he set his mind to—as halfback and 1939 Harvard captain; in training with the New York Yankees; as a PT boat skipper in World War II. Many perhaps never heard of his heroism in getting his crew safely back to base after his PT was severely shelled by the Japanese; he was awarded a Silver Star, a Purple Heart, and a Presidential citation.

For over 22 years he faithfully served the people of the Seventh Congressional District of Massachusetts and the people of this country here in Congress. Few have had so dramatic and immediate an impact on the lives of millions of Americans than did Representative MACDONALD as the champion of public broadcasting and in his key Communications Subcommittee chairmanship.

I know he will be greatly missed by all and want to take this opportunity to extend my deepest personal sympathy to his wife Phyllis and the other members of his family.

Mr. PEPPER. Mr. Speaker, one of the saddest of all the tragedies that we have on occasion painfully to observe is the tragedy of a great, able, dedicated, and compassionate man striken down in what should be the best part of his life by some fatal illness. That tragedy we saw, and upon beholding it we sorrowed, in the recent passing of TORBERT MACDONALD. Distinguished as a student, as a PT boat commander in war, as a civic leader, he was in the fullness of his powers as a Member of this House when he fell, in full stride in his career, to a strange and mysterious disease. TORBERT MACDONALD was a man of integrity. His personal and public lives were exemplary. He had character and courage and vision—what three greater attributes can one possess. He loved his country. He loved this House. He loved his family. He loved his friends. And his countrymen, his colleagues, his family, and his friends loved him. He was one of

the noblemen who has sat and served in this House. He was an able and dedicated legislator. He was a patriotic American. He was a charming gentleman, and to countless people a cherished friend. His memory will live on, not only in the hearts of his loved ones but in the hearts of his colleagues and all who knew him, for TORBERT MACDONALD was a rare man and such men are too few in this world.

My wife joins me in extending deepest sympathy to all his loved ones and especially to his widow and children who have sustained such an immeasurable loss.

Mr. RODINO. Mr. Speaker, when TORBERT MACDONALD was first elected to the House in 1954 it was apparent he would be an exceptional Member. For this Boston-born Irishman had a special quality of giving of himself—to others and to the great issues that he championed and supported throughout his career. Time served only to sharpen this quality and TORBY was truly a man beloved by all who knew him.

We should have expected as much from this fine athlete who left a professional baseball career to serve his country in World War II. As a naval PT boat commander, TORBERT MACDONALD—like his college buddy John F. Kennedy—distinguished himself, winning the Silver Star and Purple Heart in action against the enemy. His courage in wartime was to stand him in good stead during many important legislative battles in the House.

During our 22 years in the House, I relied on TORBY as my warm and close friend and as a keen student of legislation and issues so important to our country.

His conduct throughout his years in the House serve as a model of integrity and honesty; his dedication to the principles of freedom and democracy never wavered. His commitment to an open and decent political process was clearly demonstrated by his legislation that became the Federal Election Campaign Act of 1971, limiting media spending by candidates for Federal office.

TORBY MACDONALD will be remembered by us all for his spunk and his warmth. He will be remembered by those he served for his dedication to public service and the common good.

Mr. ULLMAN. Mr. Speaker, I learned of the death of Congressman TORBERT MACDONALD with a real sense of personal loss. I have known TORBY for as long as I have been in Congress

as an outstanding legislator, a warm human being, and a good friend.

TORBY's work as chairman of the Communications Subcommittee brought some far-reaching changes to the world of broadcasting. He sponsored the legislation which led to the establishment of the Corporation for Public Broadcasting, making good theater and educational programs of a high quality as asscessible to most Americans as their own living rooms. A more recent and widely hailed measure, perhaps prompted in part by his own love of sports, provided for lifting blackouts on sold-out sports events, an innovation that was greeted with cheers by the fans and was ultimately accepted with good grace by professional teamowners.

TORBERT MACDONALD was a modest man, but one who in a long and distinguished career stood up strongly for what he believed was right. He died, as he lived, with dignity and consideration for those around him. To his family, my wife Audrey and I extend our deepest sympathy. We shall all miss him.

Mr. PATTEN. Mr. Speaker, it is with a deep sense of personal loss that I join with many of my colleagues today in paying tribute to the late Honorable TORBERT H. MACDONALD. Congressman MACDONALD brought a unique expertise to the Congress when he was elected to the House in 1954. His knowledge of the communications industry, and his sincere desire to serve all the people well were instrumental in the passage of legislation in support of public broadcasting. He, of course will be well remembered for his legislation which banned television blackouts of professional football games. In his role as chairman of the Communications Subcommittee of the House Interstate and Foreign Commerce Committee, he fought, and fought well, to assure that broadcasting met the highest possible standards.

Congress has already felt the effect of the loss of this wonderful friend, and hard-working Member. I have, also. I want to extend my heartfelt sympathy to Congressman MACDONALD's wife, Phyllis, and to his children, along with my thanks to them for sharing their husband-father with the Congress, the people of Massachusetts, and the Nation.

Mr. JONES of Oklahoma. Mr. Speaker, I would like to join in

the tribute being paid to my friend and colleague, the Honorable TORBERT MACDONALD.

Although we did not always agree on the issues, I admired TORBERT MACDONALD for the sincerity and honesty be reflected in his day-to-day duties as a Congressman. He was a man of his word: Once it was given, he stood by it. Every vote he made and every issue he championed were, in his judgment, in the best interests of his constituency and his country.

Through his leadership in the field of communications, the Public Broadcasting System was created. TORBY's goal of bringing outstanding television programing into our homes and schools and making available to millions of children and adults a broad range of educational experiences, was thus fulfilled.

His commitment to responsible public service was his greatest legacy and we are the benefactors. He was a good man, a good legislator, and a good friend. I will miss him.

Mr. FRASER. Mr. Speaker, TORBY MACDONALD was a valued Member of this body. His untimely death deprives us of an esteemed colleague and a good friend.

His recent death followed closely upon his decision to die with dignity, foregoing some of the extraordinary methods of life support now available to medical science.

The decision was a reaffirmation of life by a man who lived his life to the fullest. Death is a part of every life and to die with grace is something we all wish for. TORBY MACDONALD did die gracefully.

Lawyer, Harvard graduate, 11-term Congressman, fine athlete, skilled legislator are words and phrases that inadequately describe our colleague. His family, his State, his region, have lost a husband and father, a patriot, a champion. We, too, in this House, mourn and are diminished by his death.

Mr. CORMAN. Mr. Speaker, the Congress and the Nation have lost a great legislator and statesman with the passing of our friend and colleague, the Honorable TORBERT H. MACDONALD of the Massachusetts Seventh District.

The sudden departure of someone with whom you have worked and shared the burdens and sense of accomplishment of daily legislative endeavor toward common goals, comes always as a tragic shock—and in this case the tragedy is compounded by the utter magnificence of the man.

TORBERT H. MACDONALD was a very special kind of person; a unique and wonderful friend and an admired and respected colleague whose wisdom and dedicated service to the public will be greatly missed by all of us.

Born and reared in the Boston area, TORBERT MACDONALD won recognition originally, in the late 1930's, as a running back with and captain of the Harvard football varsity. In the same period he was the roommate of the late Honorable John F. Kennedy and, in the same manner as Kennedy, served the country in World War II as a PT boat commander, for which service he was awarded the Silver Star.

Upon returning to civilian life, he received his law degree from Harvard and worked as a lawyer for the Motion Picture Producers' Association and the National Labor Relations Board before entering politics as a candidate for Congress in 1954. He was elected in this, his initial contest, and was reelected repeatedly by constituents wholly satisfied with his performance from start to finish.

As second-ranking member of the Interstate and Foreign Commerce Committee and fifth-ranking member of the Government Operations Committee, TORBERT MACDONALD established a record for ability and integrity unrivaled in recent times. As a member of the Communications Subcommittee of the Interstate and Foreign Commerce Committee, he was one of the prime movers of legislation establishing the Public Broadcasting System and later legislation providing long-range support of that system. Two years ago, as chairman of the Communications Subcommittee, he attracted wide attention by confounding the high potentates of professional football, in the national interest, pushing through a measure forbidding the practice of blacking out home professional football games. Three weeks ago the House and Senate agreed in conference to renew and make permanent the antiblackout measure.

In other areas of communications policy, TORBERT MACDONALD sought to limit funds spent on political campaign advertising and allow stations to give free time for debates by Presidential candidates of the major parties. He also was known as a stern foe of televised violence.

As the advocate of liberal reform on every front, TORBERT MACDONALD won the respect of forward-looking people throughout his district, his State, and the country at large.

With a deep sense of personal respect, I salute his name on this occasion, and hail him as a man of the greatest ability and the finest human qualities.

Mr. OTTINGER. Mr. Speaker, I would like to share with my colleagues the great personal loss I feel upon the death of our distinguished colleague, TORBERT H. MACDONALD.

I had the privilege of working with TORBY on the House Subcommittee on Communications and Power—when it was so designated—of which he was chairman, and the House Interstate and Foreign Commerce Committee. In his capacity as subcommittee chairman, he was instrumental in influencing legislation concerning television, radio, cable television, and satellites. In addition he also had a major role in shaping legislation dealing with energy, railroad revitalization, and consumer protection as a senior member of the Commerce Committee.

During his 11 consecutive terms in office, TORBERT MACDONALD achieved a record of distinction in a number of important legislative fields. He is recognized as the "father of public broadcasting," having introduced key legislation in 1967 and guided the growth of educational television and radio throughout the country. He also authored a law—which I cosponsored—requiring broadcasters to allow local telecasts of home games of professional sports teams when they are sold out. This bill gives sports fans all over the country who cannot afford to buy tickets an opportunity to see their home team on television.

His years of public service have helped virtually every American. Especially important were his efforts on behalf of public broadcasting and his determination to enhance the safety and reliability of our fuel and power systems.

TORBY was held in enormous esteem by all his colleagues. We will all miss him deeply; we have a tremendous debt of gratitude for his years of service to the House of Representatives.

Mr. MORGAN. Mr. Speaker, the Nation has lost one of its most able and devoted sons with the death of TORBERT H. MACDONALD.

TORBERT MACDONALD came to Congress with credentials matched by few. He had been an athletic star, a decorated World War II hero, an able lawyer, and a member of the National Labor Relations Board for the New England area.

During his more than two decades in this body, respect for TORBERT grew as he worked hard both in serving his constituents and on issues of national concern. He rose on the Commerce Committee to become ranking Democratic member and chairman of the Communications Subcommittee. He was the leading congressional authority on the communications industry.

Many legislative acts stand today in his tribute—in the fields of communication, public broadcasting, sports, campaign reform, energy, and revitalization of railroads, to name a few.

It is our loss and the Nation's loss that death took him far too soon; but we will remain continuingly grateful for his many accomplishments.

Mr. McCLORY. Mr. Speaker, in joining today in tribute to our departed colleague, TORBERT H. MACDONALD, I wish primarily to voice my personal affection for TORBY as a friend and fellow Member of this House.

Representative TORBY MACDONALD demonstrated courage in his legislative work and in his fight to overcome physical adversity which plagued him during these recent years.

As a neighbor with offices on the same floor as Representative MACDONALD, we had frequent opportunities for conversation and for exchanging of views on legislation as well as subjects of a more personal nature.

I know that Congressman TORBERT MACDONALD loved his life and his family and was devoted throughout his congressional career to the welfare and interests of those whom he served so conscientiously and so well.

I express to his widow, Phyllis, and to the entire Macdonald family my respect, affection, and deepest sympathy.

Mr. RONCALIO. Mr. Speaker, with the passing of TORBERT "TORBY" MACDONALD, the American people have lost a true friend and dedicated public servant and we in the House have lost a courageous and effective colleague.

TORBY's integrity was exemplified in his final days of suffering and that quiet confrontation shall serve as an inspiration to us all.

Throughout his 22 years of service in the House, his dedication was to his Boston constituents and the public at large. He will be remembered for his many contributions toward revamp-

ing the broadcasting and communications networks in America and the establishment of public TV, as well as his work on campaign reform.

TORBY MACDONALD's passing is another page closing on that era of hope and good feeling when his close and dear friend, John F. Kennedy, served as President of the United States.

Our friend and colleague, a graduate of Harvard Law School, was praised as a brilliant lawyer, and brought distinction to himself and his country as a PT boat commander during World War II.

I join in expressing my sympathies to Mrs. Macdonald and to the family. We will miss TORBY's presence and leadership in this body.

Mr. FREY. Mr. Speaker, it was with great sadness that we learned of TORBY MACDONALD's death. He was a gentleman and a friend, and we will miss him.

After long, honorable service in the Navy during World War II, TORBY MACDONALD was elected to the Congress in 1954. He was reelected continuously by the people of his district in Massachusetts and served in recent years as the chairman of the Communications Subcommittee on the Committee on Interstate and Foreign Commerce.

During most of my time in Congress, I had the privilege of serving with him on the Communications Subcommittee and during the last year as ranking minority member. During this time, my respect and affection for the gentleman from Massachusetts continually grew. His interest, his intelligence, his knowledge of the communications industry served as the basis of much positive legislation. Without him there would be no Public Broadcasting System in the United States. He was always more than fair in his dealings with other members of the subcommittee, always insuring that their interests were looked after and that they were given whatever time they desired during the committee meetings. As a matter of fact, his fairness can be seen in that in recent years most of the bills brought out by the Communications Subcommittee not only passed the subcommittee unanimously, but the full committee and the House without much controversy.

I am proud to have been personally associated with TORBY MACDONALD. Our relationship was close. Although we did not necessarily agree on all issues, I found my differing viewpoint

treated with respect and courtesy. TORBY was always willing to listen and to try to come to an agreeable solution. One of the real pleasures of the Congress was serving on this committee with the gentleman from Massachusetts.

However, most of all, I think it is important to note that the work of TORBY MACDONALD has made this a better Nation. The people of Massachusetts have lost a great representative, our country has lost an outstanding leader, and we have all lost a friend.

Mr. WAGGONNER. Mr. Speaker, we have lost an able and respected colleague with the recent death of our friend from Massachusetts, TORBERT MACDONALD. This House is less for his passing; but it is greater for his having passed this way in life.

During his 22 years in the Chambers, he served his constituents and his conscience well. TORBERT MACDONALD was a man of deep personal commitment and moral integrity. These characteristics, which I have seen him exhibit on many occasions, made him not only a tough and worthy foe, but a strong and loyal friend as well.

From his important positions on the Government Operations and Interstate and Foreign Commerce Committees, he was able to bring his influence and expert guidance to many pieces of important legislation. He has been hailed—and rightly so—as the father of public broadcasting for his dedication and hard work in the formation of the country's public television and radio broadcasting system.

An outstanding athlete in his young manhood, a decorated veteran of World War II, a respected member of the legal profession, and a devoted public servant—this is the legacy of TORBERT MACDONALD.

In this time of sadness at the loss of our esteemed colleague, our thoughts and sympathies are also with his wife, Phyllis, and their four children. Our prayers are with them in their sorrow.

TORBERT MACDONALD will be remembered as a man of courage and honor whose service reflected only dignity on the House of Representatives. He will be missed.

Mrs. COLLINS of Illinois. Mr. Speaker, I wish to stand with my colleagues in the House of Representatives to honor Congressman TORBERT H. MACDONALD, of Massachusetts.

Mr. MACDONALD served in the Congress since 1955 and served

with distinction. To those familiar with his life, this was no surprise.

Congressman MACDONALD was born in Boston, Mass. In the House of Representatives, he represented an area in Greater Boston that is comprised, like my district in Chicago, of many earnest hard-working Americans. His character was a reflection of that district and its people—earnest and hard working. Typical of his diligence and earnest character, he left a record of high accomplishments. In his educational life, he progressed with distinction through public school in Medford, Mass., through private school at the prestigious Phillips Academy, and through Harvard University and Harvard Law School. His military career during World War II was also a record of great accomplishment. He was a PT boat commander in the southwest Pacific and he received both the Silver Star and Presidential Citation Awards.

He was in sum—a very good man, a man of high principle. As a public servant, he made the profession of public servant an honorable one.

I am proud to have known TORBERT MACDONALD. I feel that he will be missed greatly by those he served and by those with whom he served.

Mr. KOCH. Mr. Speaker, TORBERT MACDONALD, who was affectionately called "TORBY," was a gentleman. He had grace, culture, and decency, in addition to a superb knowledge of the field of communications. In the near 8 years that I have served in this Congress, I never heard an ill word spoken about him or by him about another. It was distressing over the last year to see his illness become so evident. His death at his request was graceful to the end and his agony not prolonged. May he rest in peace.

Mr. COLLINS of Texas. Mr. Speaker, in this House of Representatives TORBY represented the greatness of Massachusetts.

I will always remember serving on his committee in Commerce. When he chaired the session, the hearing always resulted in a complete summary. TORBY asked the most penetrating questions of anyone I have ever seen in the Chair. Then he would follow them up, question after question until he had the entire story. I remember so well one day we had a dignified

witness down here from Boston. As we all know, there is a tendency to be rather gentle with a witness from your hometown. But I saw TORBY bring out the full facts from that witness as he penetrated deeper and deeper. Anyone who came to TORBY's hearings was going to be squeezed of every drop of information so as to put it in its proper perspective.

TORBY will be remembered at Harvard University as one of the greatest gridiron heroes that the Crimson ever had. In Boston he will probably be remembered as one of the most loyal and dedicated Democrats that ever served in Congress. For those who sat with him in committee, he will always be remembered as an independent legislator who weighed all of the facts and was never influenced by any pressures.

I had a warm affection for TORBY. In this land of double talk up here in Washington, TORBY always leveled with you and you knew exactly where he stood on every issue or any question. Once TORBY told you something, you could depend on it from there on out. He had a polite manner that was as gentle as a southern breeze. But he could be as firm in his stand as a block of steel.

I had a deep admiration for TORBY MACDONALD. On so many issues we stood on opposite sides. But as a Member of Congress he earned and deserved the highest respect. To his widow, his children, and all of his family, my wife and I extend our sincerest and warmest sympathy. Massachusetts has lost a great son. I have lost a wonderful friend. The U.S. Congress has lost one of our greatest Members.

Mr. BENNETT. Mr. Speaker, the House of Representatives and this country have lost a great statesman in the passing of TORBERT MACDONALD. He came to this Congress with a distinguished background of graduation from Andover and Harvard Law School. He practiced law and served in distinguished capacities and with heroic service in combat in World War II. In that combat he received the Silver Star, the Purple Heart, and the Presidential Citation. He was awarded the Order of Merit, in the rank of Commendatore, by the Republic of Italy. He represented the United States in interparliamentary conferences and was distinguished in every activity in his life. In Congress we knew of his leadership, his thoughtfulness and his care with regard to the enactment of legislation. He left a great monument to himself in the enactment of important legislative land-

marks. Certainly we in America are deeply indebted to him and we in Congress mourn his passing with great sorrow.

Mr. BADILLO. Mr. Speaker, each of us who serves in this body hopes to leave a mark on the future well-being of our Nation and its citizens, and each of us chooses different areas in which we think we can do our best. TORBERT MACDONALD chose several, and excelled at each one. The nature of the issues he chose varied widely, but the common thread they share is that they served the needs of the ordinary citizens of this country.

His work in the previously uncharted waters of television regulation brought the benefits and beauty of public broadcasting to us; he decried the pervasive violence we witness on television every night; and he was responsible for creating an office for children's television at the Federal Communications Commission. These are acts that have already, and will, in the years to come, have a far-reaching impact on what may be the most important influence on our lives today.

The past years have been difficult ones as we have grappled with the serious problem of energy in our Nation. During the height of the oil embargo, it was through his efforts that existing petroleum supplies were distributed equitably throughout the country. He led the fight against rising energy costs, and voiced the sentiments of many of us in his fight against natural gas deregulation.

As a New Yorker, locked in constant battle with Con Edison, I took particular pleasure in his active advocacy of consumers rights against unnecessary rate increases by public utilities. I am certain that there are many urban Members who will miss his outspokenness on this issue.

I could go on, for the list of his accomplishments is long and far-reaching. But it does not touch on TORBERT MACDONALD, the man. Charming, bright, committed, and above all, brave and courageous. I will miss serving in this body with a man of his stature.

Mr. SCHNEEBELI. Mr. Speaker, we all are saddened by the death of our friend and colleague, TORBERT HART MACDONALD.

His talents and professionalism as a legislator are well known to all of us in the House. His hard work and conscientious representation were well appreciated by his constituents who

first elected him in 1954 and saw fit to return him to Congress with perfect consistency.

But aside from his contributions to the legislative process and his outstanding service to the people of the Seventh District of Massachusetts, TORBERT MACDONALD will be sorely missed because of his fine personal characteristics. Friendly and affable are two adjectives which readily project themselves into recollections about this fine gentleman.

Personally, I always will have fond memories of our good-humored discussions about the Harvard-Dartmouth football rivalry. Since he was a captain and star backfieldman at Harvard, and I am a former manager of the Dartmouth football team, we had many spirited exchanges.

It was natural and easy to talk with TORBY, whether the topic was merely such a football rivalry, or a matter of great national importance.

We join his family, constituents, and many other friends in a sense of great loss, and wish to convey to them our sincere expression of sympathy.

Mr. YATRON. Mr. Speaker, the death of the Honorable TORBERT H. MACDONALD has removed from Congress one of its most valuable Members.

I have benefited by his counsel. He was a man for whom I had the deepest respect and sincerest admiration.

The treasured qualities of sincerity, integrity, and dedication were the very characteristics embodied in the Congressman from Massachusetts.

TORBERT MACDONALD's soft-spoken approach belied the fire of determination for which he became so well known. He zealously defended the ideas and principles upon which this Nation was built.

My family and I express our deep sympathy to Congressman MACDONALD's wife and fine children. We treasured the life of Congressman MACDONALD and regret his death.

Mr. LENT. Mr. Speaker, I want to join with my colleagues in paying tribute to a well-respected and well-liked colleague, the late TORBERT MACDONALD.

I had the distinct privilege of serving with TORBERT MACDONALD on the Committee on Interstate and Foreign Commerce for more than 3 years. Although I was not a member of

the subcommittee he chaired, all of us who had dealings with the Subcommittee on Communications or considered bills reported by the subcommittee were well aware of TORBERT MACDONALD's integrity and high level of ability.

Of course, TORBERT MACDONALD will best be remembered for his authorship of the bill ending sports blackouts. But the importance of his work on the Communications Subcommittee went far beyond that, simply because of the importance of the broadcast media and telecommunications to the lives of all Americans. I know that this House will miss his leadership.

My sympathies are with TORBERT's family and his Massachusetts constituents whom he served so well for so many years.

Mr. NATCHER. Mr. Speaker, no one who possesses a sense of history can contemplate a lifespan and the record of the late TORBERT H. MACDONALD without a feeling of humility. Monuments are built to those who have passed away, but in many respects my friend TORBERT MACDONALD was a monument in his own time. Those individuals in public life and those beliefs and institutions which are monumental in character have always served a special purpose and filled a special place in the development of our country.

It was a distinct honor and privilege for me to serve in the House of Representatives with Representive MACDONALD. He was loved and respected by all of the Members of the House. He had a quick mind and was one of the hardworking Members of Congress. The status of our Nation is built on the careers of such men. On down through the years Members such as TORBERT H. MACDONALD perform the demanding and necessary assignments which must be done every day, and at times they have had to make hard and unpopular decisions.

He had a charm and wit and he extended a warm courtesy and consideration toward others at all times. His loss to the Nation will be felt down through the years and will be mourned by all of those who had the privilege to have worked with him in seeking to build a better country. He loved his country, his State, and the House of Representatives. Never was there anyone more dedicated to the service he performed or the people he served. As a member of the Committee on Interstate and Foreign Commerce and chairman of one of the most important subcommittees, he had assignments from time to time that were of

great consequence to the people in this country. He was a noted authority on communications.

I will miss my friend TORBERT MACDONALD, and it is my fervent wish that this body may forever dedicate and decide the matters before it with that same fairness which was always the trademark of the Honorable TORBERT H. MACDONALD of Massachusetts.

Mr. Speaker, I extend to Mrs. Macdonald and to the members of his family my deepest sympathy in their loss and bereavement.

Mr. CARNEY. Mr. Speaker, I am deeply saddened at the passing of a dear friend and distinguished colleague with whom I had the privilege of serving on the House Interstate and Foreign Commerce Committee, and in particular, under his chairmanship as a member of the Subcommittee on Communications.

During his more than 21 years in the U.S. House of Representatives, Congressman TORBERT H. MACDONALD played a major role in the formation and passage of legislation dealing with broadcasting and television and with the oil, natural gas, and electric industries.

In 1967, he sponsored legislation in the House that led to establishment of the Corporation for Public Broadcasting. In subsequent years, his efforts were instrumental in continuing Federal funding of the Corporation.

In 1971, Congressman MACDONALD was successful in establishing a limit on the amount of funds spent on political campaign advertising under the Federal Election Campaign Act. He was also instrumental in getting TV stations to give free time for debates by major presidential candidates.

In another area of communications policy, TORBERT MACDONALD was the prime mover behind the bill that ended the automatic television blackout of home professional football games in 1971.

Congressman MACDONALD was also active in efforts to regulate the costs of energy, particularly natural gas. In 1973, during the energy crisis, he fought for Federal allocation of home heating oil, crude oil, gasoline, and other petroleum products.

Congressman MACDONALD, who was best known as "TORBY" by his friends, entered Harvard College in the fall of 1936. His

roommate for 4 years there was John F. Kennedy. Both joined the freshman football team. Kennedy dropped out after a short time. But TORBY MACDONALD, an elusive speedy halfback, made the starting lineup in his sophomore year and led Harvard to victories over both Princeton and Yale that season and in 1938. He was later inducted into Harvard's football hall of fame.

TORBY was also an outstanding outfielder on the Harvard baseball team. After graduation in 1940, he tried out for the New York Yankees and spent that summer playing on one of their minor league teams.

However, the war interfered with any career possibility that TORBY may have had with professional baseball. Like his roommate, John Kennedy, TORBY went to the South Pacific as skipper of a PT boat.

On a patrol off the coast of New Guinea one day early in the war, TORBY's PT boat came upon five Japanese barges loaded with troops. Four of them were attacked and torpedoed. He then went after the fifth boat as it neared an island for a landing. It, too, was torpedoed, but not before TORBY's boat was shelled by a Japanese shore gun. Despite leg wounds, he was able to get his boat and crew back to base safely. As a result of his heroism in that action, TORBY was later awarded a Silver Star and a Purple Heart.

Mr. Speaker, our country will greatly miss the leadership of TORBERT MACDONALD in the U.S. Congress. I am sure all of my colleagues in the Congress will join me in extending our deepest sorrow to his wife, Phyllis, and his two sons and two daughters. May the Lord bless his memory and give strength and comfort to Mrs. Macdonald and family and others of his loved ones.

Mr. JONES of Alabama. Mr. Speaker, I want to join with my colleagues from Massachusetts and throughout the country in expressing my deep personal sorrow at the passing of a fine friend, TORBERT H. MACDONALD.

Congressman MACDONALD will be long remembered for his significant role in improving the Nation's broadcasting and communications policies for the benefit of the public. His concern for a proper national energy policy and his success in advancing that goal should earn him the gratitude of citizens throughout the country.

His contributions to people-oriented policies in energy and communications matters would fill volumes.

My fondest recollections of TORBERT concern his splendid companionship through the past 22 years as a friend and as a colleague on the Government Operations Committee.

As a dedicated and resourceful member of the Subcommittee on Natural Resources and Power, TORBERT was an early leader in the effort to secure a national program to restore proper quality to the lakes and streams of this country.

His concern for and work in behalf of adequate supplies of energy went far beyond the requirements of his own New England. His labors expressed a keen interest in solving energy problems in every part of the country to the benefit of the people.

His commitment to the public's interest was unexcelled. Because of his considerable skills, his efforts realized amazing success.

His warm companionship through the years was a treasure to me and I will miss him.

His wife and family have my deepest sympathy at their great personal loss.

Mr. O'HARA. Mr. Speaker, our late colleague and friend, TORBERT H. MACDONALD of Massachusetts, a Member of this body for over 21 years, made many significant contributions in both legislative and investigative fields in which he was active. As chairman of the Communications Subcommittee of the House Interstate and Foreign Commerce Committee, he was responsible for landmark laws in public broadcasting.

Just last year, he sparked the enactment of legislation providing long-range Federal funding for the Corporation for Public Broadcasting—P.L. 94-192. He was the author of the antiblackout law, applied to televised sporting events. For many years he was a leader in the effort to encourage television networks to improve their programing and to reduce the amount of violence, crime, and sex on TV during hours when younger viewers make up a large portion of the audience.

A Harvard classmate and confidante of our late President John F. Kennedy, TORBERT MACDONALD was a distinguished attorney, an outstanding athlete, and World War II hero, commanding a PT boat in the southwest Pacific. Prior to his election to Congress in 1954, he served as a member of the National Labor Relations Board for the New England area.

TORBERT MACDONALD will be sorely missed in the months and years ahead. His friendship, loyalty, and dedication were sources of great strength to those of us who were privileged to work with him over the years of his loyal service here in the House. To his wife, Phyllis, and his four lovely children we extend our heartfelt condolences on their great loss.

Mr. SLACK. Mr. Speaker, I join those of my colleagues today who rise to pay tribute to Congressman TORBERT H. MACDONALD of Massachusetts. I wish to express a sense of loss in losing a fellow Member of Congress, and to convey my personal sympathy to his wife and his four children. Over the years, many Members of Congress have worked with an earnest sense of conviction for the legislation and goals they believed necessary, and I think Congressman MACDONALD certainly stands among them.

TORBERT MACDONALD's service in the U.S. Congress spans a period of nearly 22 years. During that time, he made many contributions to this body and to the people of his district, establishing for himself a reputation as an able and effective legislator, and a worthwhile servant of his constituency.

As chairman of the Interstate and Foreign Commerce Subcommittee on Communications, Congressman MACDONALD was actively dedicated to the principle that the public airways should be used in the public interest, and he worked diligently to advance legislation reflecting this principle. His contributions to this and other areas of legislation in which he held firm convictions will be remembered by the Members of the Congress for some time to come.

The people of TORBERT MACDONALD's Massachusetts congressional district first elected him to the House of Representatives in 1954. In recognition of his honorable and energetic service in their behalf, they sent him back to Washington as their Representative in 10 congressional elections thereafter. For Congressman MACDONALD, this in itself is a tribute as well as an expression of confidence.

TORBERT MACDONALD's constituents now face the task of voting for a representative who must fill the vacancy which he leaves and face problems no less challenging than the years of Congressman MACDONALD's service. In the wake of his fine service, this will not be easy.

Mr. MEEDS. Mr. Speaker, I want to take this opportunity to express my deepest sorrow at the passing of one of our most respected colleagues, Representative TORBERT MACDONALD.

In my years of service in the House of Representatives, I came to know and respect Representative MACDONALD as one of this body's most hardworking and dedicated Members. His efforts in the areas of communications law, election campaign regulations, and energy, to name just a few, will long stand as a tribute to his legislative ability and his desire to serve the people who elected him.

In recalling the career of TORBERT MACDONALD, I think of the tremendous impact his efforts over the years have had upon the citizens of this Nation.

I recall, for example, his constant activities in support of the Corporation for Public Broadcasting. How many of us rely upon public broadcasting for some of the most innovative and thought-provoking television in our country today? Without his efforts to establish the Corporation for Public Broadcasting, and his desire to provide adequate funding for it, I daresay that our public television would not be nearly as active as it is today.

I also recall Representative MACDONALD's work on the Federal Election Campaign Act of 1971, limiting the media spending of candidates to Federal offices. His motives were simple, and based on a desire to make elective office more accessible to all our citizens, regardless of their wealth. He felt that the rich candidate should not be given undue advantage over a poorer candidate, unable to buy large blocks of media time and space. Therefore, he supported, and was successful in achieving, limits on the amount of money that candidates for Federal office are able to spend in the media.

And I also think of the millions of Americans who are able to enjoy televised sporting events in their hometowns today, thanks to his efforts to reduce local television blackouts of these events. Who can estimate the many hours of relaxation and enjoyment that individuals across our Nation have received as a result?

All of these accomplishments, and many, many more, will long live as reminders of TORBERT MACDONALD's single-minded dedication and hard work.

These were the traits that were so much a part of him as a young Harvard football star, as the World War II PT boat

skipper, and as the young New England lawyer. And these were also the traits that led him to 11 consecutive and successful terms in the House of Representatives.

While I shall mourn the loss of such a talented and dedicated man, I know that this legislative body and this Nation as a whole are better today thanks to his efforts and his works.

Mr. BYRON. Mr. Speaker, with the passing of TORBERT MACDONALD, this body has lost one of its most distinguished Members. I feel compelled to comment on the outstanding service TORBY rendered to the people of Massachusetts and the American people as a whole.

It was my honor to serve on the Communications Subcommittee of the House Interstate and Foreign Commerce Committee. TORBERT MACDONALD chaired that subcommittee. I could spend many hours outlining the major accomplishments of the Communications Subcommittee under TORBY's able leadership, including long-range funding of public television and radio, and his making important changes and improvements in the way the subcommittee operated.

Congressman MACDONALD's career in the U.S. Congress spans 22 years and includes the period in which major changes were occurring in out Nation and in the approach to national problems. Throughout this period, TORBY worked diligently for legislation he considered necessary for the improvement of living standards of his constituents.

TORBY MACDONALD led the way in many legislative fights over the years. He never avoided issues but faced them squarely and honestly. There is little doubt that his guidance and leadership were largely responsible for legislation allowing public television and radio stations and networks to make long-range plans based on the funding legislation he shepherded through the Congress.

I believe the dialogue of the Congress will be diminished with the passing of TORBY MACDONALD. I personally learned a great deal as a result of my association with him. The respect of his colleagues is a clear indication of the impact he made in this distinguished body.

Mr. CARTER. Mr. Speaker, it was my pleasure to serve with TORBERT H. MACDONALD on the Committee on Interstate and Foreign Commerce since coming to Congress 12 years ago. I

knew him to be a good man who performed his duties as chairman of the Subcommittee on Communications fairly and well. It is a great loss to this body, and to this Nation, that we no longer will have the benefit of his expertise and insight, especially in the critical area of communications policy and in the public broadcasting system for which he was largely responsible.

TORBY was an outstanding athlete, a veteran decorated for bravery in the defense of his country, a fine lawyer, and a Congressman who served the people of the Seventh Congressional District of Massachusetts ably for almost 22 years.

I join with my colleagues in offering deepest condolences to his wife, his children, and the rest of his family. I trust that they will draw comfort from the words of the Psalmist: "He giveth His beloved his sleep."

Mr. DIGGS. Mr. Speaker, I join with my colleagues on both sides of the aisle today in the sad task of mourning a good friend and colleague, Congressman TORBERT MACDONALD of Massachusetts.

TORBY MACDONALD and I came to Congress at the same time, joining in the "Class of 1955" and remaining to serve our districts in the years since.

During those more than 20 years which we served together, I came to know TORBY not only as a distinguished and hard-working Representative, but as a respected and valued friend and colleague.

Mr. Speaker, his untimely death has diminished this body, and I join with my colleagues in paying tribute to his memory. I hope that his family and friends will be comforted by the knowledge that he had a rich and full life, and leaves a legacy of concern and efforts on the part of his constituents.

Mr. PHILLIP BURTON. Mr. Speaker, I join today in paying tribute to the memory of our late colleague, TORBERT MACDONALD, and in extending to his wife and family this expression of deep sympathy.

TORBERT MACDONALD was a strong and courageous man who served the people of his district and the Nation with great dedication. His untimely death is a loss to all who were privileged to serve with him in the House.

One could recite his many accomplishments in the field of

sports, or as a decorated war hero, or his many legislative achievements including the establishment of the Corporation for Public Broadcasting. But this brief recitation does not do justice to a public career of some 22 years.

The words of Euripides come to mind:

When good men die their goodness does not perish but lives though they are gone.

TORBERT MACDONALD was a good man.

Mr. STAGGERS. Mr. Speaker, it is with a deep feeling of sorrow that I rise today to join my colleagues in paying tribute to the memory of a loved and valiant comrade, the Honorable TORBERT H. MACDONALD.

TORBY and I served together on the Interstate and Foreign Commerce Committee for 21 years, and for the past 6 years he has sat on my right as the ranking majority member.

TORBERT MACDONALD was a true and loyal friend. I shall miss his friendship and wise counsel.

He was an outstanding subcommittee chairman and legislator and was held in highest esteem by all Members of the Interstate and Foreign Commerce Committee and by all of his colleagues:

And when he fell in whirlwind, he went down as when a lordly cedar, green with boughs, goes down with a great shout upon the hills, and leaves a lonesome place against the sky.—Markham

The congressional record of TORBY MACDONALD is written in legislation advancing the humanitarian concept of Government. His people know that he fought for them—and won—and they love and honor him for his courage, his forthrightness, his dedication to the public interest. His integrity stands out like a tall cedar on the mountain crest of his native land. His specific achievements are cataloged in the files of the statute books and in the minds of his friends and colleagues, and it would be idle repetition to list them all here.

His work will long remain as a monument to his ability, his integrity, and his love of his native land.

Wrote Carlyle:

Nothing that was worthy in the past departs; no truth or goodness realized by man ever dies, or can die; but is all still here, and, recognized or not, lives and works through countless changes.

So shall it be with our friend and colleague, TORBERT

MACDONALD. He was the kind of man Emerson had in mind when he wrote:

> Not gold, but only men, can make
> A nation great and strong,
> Men, who for truth and honors sake,
> Stand fast and suffer long.
> Brave men who work when other men sleep
> Who dare while others fly,
> They build a nation's pillars deep,
> And lift them to the sky.

I know that words can do little to relieve the sorrow which has come to TORBY MACDONALD's family. Words cannot remove the vacant chair or heal the wounded heart. My sympathy goes out to Mrs. Macdonald and to the others he left behind him when he embarked upon the voyage to that bourn from which there is no return. They will miss him. We will miss him. But, there is comfort in the knowledge that the painful question asked centuries ago by Job, "If a man die, shall he live again?" was answered by the Man of Galilee:

> I am the resurrection and the life: he that believeth in Me, though he were dead, yet shall he live; and whosoever liveth and believeth in Me shall never die.

That is the hope that leads us on in our bereavement, the hope that enables us to believe that some day, somewhere, we shall see our friend again.

My wife, Mary, joins with me in extending deepest sympathy to Mrs. Macdonald and their four children. Our hearts go out to this devoted family, and we know that no words of ours can ease the pain in their hearts.

There is, however, the great consolation that his deeds stand as the finest monument man can ever have; a monument of devotion in the hearts of a grateful people.

We can confer on him the greatest and simplest of all accolades—the Master's "Well done, thou good and faithful servant."

Mr. ROBINSON. Mr. Speaker, I should like to add my few words of respect and regret on the loss to the House of the distinguished gentleman from Massachusetts, Mr. MACDONALD.

His character and achievements have been delineated well by others. He served his district faithfully in 11 Congresses and rose to senior levels on two important committees.

It was my privilege to serve with our late colleague on the

Committee on Government Operations during the 92d Congress and, while he and I—of differing party affiliations—found ourselves advancing opposing views on occasion, I recognized his competence as a student and analyst of governmental operations, and of the issues involved in the matters coming before the committee.

Mr. MACDONALD became one of the experts in this House on questions of communications law and policy, as well as a major figure in the councils of his party.

He will be missed as a conscientious Member and friendly colleague.

My sympathy goes out to his widow and children in this time of grievious loss.

Mr. NOLAN. Mr. Speaker, Ralph Waldo Emerson once observed that a good man lives his life for something which outlasts him in death.

In many ways—but most of all in this very special way—TORBERT MACDONALD was a successful man. The gratitude of those he served in public life, the affection of those of us who were privileged to be his friends, and the mark he made in the Congress of the United States truely outlast and distinguish him.

He was a man of ideals—seeking always to combine the highest aspirations with the most practical programs. TORBERT MACDONALD was always a seeker, and when I think of him, I think of what Carl Sandburg wrote:

> The fingers turn the pages
> The pages unfold as a scroll
> There was a time there was no America
> Then came on the scroll an early America, a land of beginnings, an America being born
> Then came a later America, seeker and finder, yet ever more seeker than finder
> Seeking its way amid storm and dream

TORBERT MACDONALD's life was full of enthusiasm, creativity, and great courage. We will miss him.

Mrs. HECKLER of Massachusetts. Mr. Speaker, the full, rich sound of his laughter will be heard no more. The eloquent wit which he brought to the work of the House is now forever silenced, TORBERT HART MACDONALD is no longer among us and we are diminished by his death.

I join my colleagues, his family, and many friends in mourning his passing.

His enjoyment of life, this deliberative body, and his work in it were displayed for all to see. Daily in some witty expression of his strong beliefs TORBY MACDONALD would deflate the argument of a colleague and win for the Massachusetts Congressman another of his many legislative triumphs.

In private conversations his brilliance shone. Each day, TORBY MACDONALD demonstrated for us why man is unique among the creatures of this planet and why a great mind is a beautiful thing.

TORBY MACDONALD brought many fine attributes to his work in the Congress. He was outstanding in his ability as a fighter for causes in which he believed. Seldom has any person been tested as was TORBY during his illness.

He lost the final fight. But he did not surrender. He fought courageously until the 15th round. He fought with the same indomitable spirit which earned touchdowns for Harvard and the respect and admiration of his congressional colleagues during his many successful legislative fights.

Though I miss him terribly, I rejoice that I knew him, that I worked with him, that he counseled me, cajoled me with endless anecdotes and helped me as a new Member of this House. I draw strength to continue my own work in the Congress from having known TORBY MACDONALD.

Mr. Speaker, there is little I can add to the outstanding tributes paid our late colleague in Washington and in Massachusetts. His accomplishments are well known to the Members of the House and to the constituency he represented during his 21 years in the Congress.

TORBY did not seek the national spotlight, though his outstanding work on the Interstate and Foreign Commerce Committee affected many people in every walk of life throughout our great Nation, but the limelight came to him because of the quality of his work.

TORBY MACDONALD is no longer with us, but we are far better people for the time he spent with us and I wish to offer his family my deepest sympathy on their loss.

Robert Hanley of The New York Times captured the essence of TORBERT HART MACDONALD in an obituary on May 22. I

include it here in my remarks and commend it to the attention of my colleagues:

REPRESENTATIVE TORBERT H. MACDONALD, BOSTON DEMOCRAT, DIES

(By Robert Hanley)

With a background of stardom in Harvard football, gallantry in World War II, and friendship with John F. Kennedy, TORBERT HART MACDONALD was elected to Congress in 1954 and for 11 consecutive terms represented the Massachusetts district encompassing the aging industrial port of Chelsea and the suburban communities of the northern fringe of greater Boston.

In his 21 years in the House, before illness interrupted his career in April 1976, Representative MACDONALD became the second most powerful Democrat, behind Harley O. Staggers, on the House Committee on Interstate and Foreign Commerce. He was chairman of that panel's Subcommittee on Communications and Power.

In that position he enjoyed in the 1970's a powerful role in the formation and passage of House legislation dealing with broadcasting and television and with the oil, natural gas, and electrical industries.

LIMITED SPENDING

His distaste of wealthy politicians "buying elective office" led to perhaps his most significant bill, the Federal Election Campaign Act of 1971, which limited media spending by candidates for Federal office.

In 1967, he sponsored legislation in the House that led to establishment of the Corporation for Public Broadcasting. And in subsequent years, his measures were instrumental in continuing Federal funding of the corporation. He also drew wide public notice for his 1973 measure that banned television blackouts of professional football home games and other sports events sold out in advance.

Also in 1973, he fought during the "energy crisis" for Federal allocation of home heating oil, crude oil, gasoline, and other petroleum products.

Mr. MACDONALD's work on his last major project—pressing for the growth of cable television—was stopped by his decision in April not to seek a 12th term because of his illness.

Early on May 9, Mr. MACDONALD suffered sudden internal bleeding and was taken in what was described as a "coma-like condition" to Bethesda Naval Hospital. Doctors listed him in "very serious condition."

Tubing was inserted into his nose and arms to provide nourishment and medicine to combat and drain the bleeding.

Hours later, he regained consciousness. The next day he told his doctors to withdraw all the life-sustaining tubing.

"He found himself in a position of being encumbered with all these tubes in his nose and arms. He realized he was close to death and this was not the way he wanted to go," his administrative aide, Peter S. Knight, recalled later. "He wanted to die with more dignity than that."

His wife and four grown children, gathered at his bedside, were distraught at his request. As Mr. Knight remembered the scene, Mr. MACDONALD's oldest daughter, Laurie, asked him:

"Do you realize what this means?"

"Yes," he said.

"You still want us to remove it?"

"Yes."

However, Mr. MACDONALD began to rally and his condition improved slowly. A week after the life support equipment was taken away, his condition, though still serious, had stabilized.

Yesterday, however, his condition began deteriorating. Today, he lapsed into a coma. His wife and children were at his bedside when he died.

INCREDIBLE STRENGTH

"He's gutsy, courageous," Mr. Knight said after Mr. MACDONALD's initial rally. "He didn't want to die the way he was, but he's got a fierce, incredible amount of strength."

Mr. MACDONALD was born in Boston on June 6, 1917, and was reared in Malden, the Boston suburb where he settled and practiced law after wartime duty as a naval lieutenant commanding a PT boat, and graduation from Harvard Law School in 1946.

Mr. MACDONALD entered Harvard College in the fall of 1936. His roommate for 4 years there was John F. Kennedy. Both joined the freshman football team. Kennedy was frail and dropped out. But TORBY MACDONALD, an elusive, speedy halfback, made the starting lineup in his sophomore year and led Harvard to victories over both Princeton and Yale that season and in 1938.

He was chosen captain of the 1939 team. But he was hurt early in the season and missed several games. In the Yale game that year he scored his team's only touchdown in the waning minutes of a 20-to-7 defeat. He was later inducted into Harvard's football hall of fame.

Mr. MACDONALD was also an outstanding outfielder on the Harvard baseball team, and after graduation in 1940, he tried out for the New York Yankees and spent that summer playing on one of their minor league teams.

Wartime ended his professional baseball career. He went to the South Pacific as skipper of a PT boat, as did Mr. Kennedy.

On a patrol off New Guinea one day early in the war, his craft came upon five Japanese barges loaded with troops. Four of them were attacked and torpedoed. Mr. MACDONALD went after the fifth as it neared an island for a landing. It, too, was torpedoed but not before Mr. MACDONALD's craft was within range of Japanese shore guns. A shell exploded near his craft, damaging it. Despite leg wounds, Mr. MACDONALD got his boat and crew back to base safely.

DECORATED FOR VALOR

His action in that raid won him a Silver Star and a Purple Heart.

Soon after Mr. MACDONALD opened his law office in Malden in 1946, Mr. Kennedy drew his old roommate into his circle of political advisers to help with his first race for Congress. Mr. MACDONALD managed the Kennedy headquarters in Cambridge in that successful race.

Thereafter, Mr. MACDONALD worked in all the late President's campaigns. And Mr. Kennedy always stumped for Mr. MACDONALD in his congressional campaigns, beginning with his first in 1954 when he upset a 10-term Republican Representative, Angier L. Goodwin.

Mr. MACDONALD is survived by his wife, the former Phyllis Brooks, a former actress of Syracuse, whom he married in 1945; two sons, Torbert Jr., and Brian; two daughters, Mrs. Charles Lotspeich and Robin, and three grandchildren.

Mr. DOMINICK V. DANIELS. Mr. Speaker, it is with a deep sense of sadness that I join today with my colleagues to pay tribute to the late Honorable TORBERT MACDONALD. It is one of the great privileges of my own life to have been his colleague and his friend.

TORBERT MACDONALD was a man whose courage in life and in death was clearly an inspiration to everyone who crossed his path. As a legislator he never shirked his responsibility to take on difficult issues even when others advised that he could not win. He was a prime mover of legislation concerned with insuring the public's right in broadcasting, energy, and Federal elections. He was a legislator who could be trusted by his colleagues and the public, regardless of his position on an issue.

Certainly the manner in which he died indicated his great moral strength and his willingness to take responsibility for his life.

Few men have the courage to look reality in the face and to accept "what is." Few men have the religious conviction and the faith in God to be willing to make the decision he did to put himself in God's hands. His life and the way he lived it is an inspiration to all who knew him and who had the privilege and the good fortune to cross his path. We shall all miss him; but none of us can forget him.

Mr. OBEY. Mr. Speaker, I will miss TORBERT MACDONALD. There have been very few people around here who have shared TORBERT MACDONALD's determination to maintain the Nation's airways in a manner consistent with the recognition that those airways belong to the public. That determination made him take positions which were occasionally not very popular with television station owners, but those positions were right.

Courage and honesty are the two most important attributes any individual can bring to public service and TORBY displayed them both. I will miss TORBY MACDONALD.

Mr. VAN DEERLIN. Mr. Speaker, those of us attending his funeral in Malden, Mass., came away with a feeling that TORBERT MACDONALD would have been as deeply mourned by his home community if he never had served a day in Congress.

The spacious old brick Sacred Hearts Church was filled to capacity, of course. And a throng jamming the street was made up mainly of the middle aged or beyond—men and women who

remembered TORBY with love and admiration from the days of his youth.

Their real recollection, we sensed, was not of the legislator which most of his Washington associates were there to honor, but rather the handsome, smiling, sprightly athlete so touchingly described in Ted Kennedy's eulogy:

> Through our home passed many cabinet officers, congressmen, and noted diplomats.

Senator Kennedy recounted:

> But for a 7-year-old boy, none provided the thrill I recall when my brother brought home the captain of the Harvard football team.

In his youthful impressions of TORBERT MACDONALD, Senator Kennedy described a bright, gifted, and spirited young man which no American town would quickly forget. Outstanding scholar, athlete, war hero, attorney—TORBY had it all. He showed abundant promise to the people of Malden—and more than lived up to it, in the distinguished service that was his hallmark both in Congress and in the years before.

As one who sat literally at Mr. MACDONALD's right hand through four Congresses on the Communication's Subcommittee, I had an unmatched opportunity to recognize and appreciate both the wit and the wisdom of our departed colleague. His death has left a void which as a successor of sorts to this fine man, I feel most acutely.

For 9 years, TORBY was chairman of the Subcommittee on Communications and Power, and its successor, the Communications Subcommittee. His accomplishments were legion, among them authorship of a series of landmark bills giving shape and substance to public broadcasting.

In late April, after TORBY announced his intention to retire, he indicated his hope that I should succeed him as chairman of the Communications Subcommittee. With TORBY's backing, I was elected by the majority caucus of the Committee on Interstate and Foreign Commerce to the chairmanship of this subcommittee. In scarcely a month as chairman, I have developed new appreciation of this man's contributions to the statutes affecting all our diverse methods of telecommunications. His is indeed "a tough act to follow."

TORBERT MACDONALD made the way for the hearings currently

underway on cable television regulation, with a meticulously researched staff study which he commissioned last year.

Only last week, a House-Senate conference committee reached agreement on legislation making permanent the sports antiblackout law—another memorial to TORBY and his persistent advocacy of consumer interests. This is the law which forces professional sports teams to allow local telecasts of sold-out home games; it thus gives sports fans who cannot afford or do not have the opportunity to buy tickets a chance to see their favorite team on television.

Prior to the 94th Congress, the Communications Subcommittee also exercised jurisdiction over interstate electric power and legislation governing the shipment and sale of natural gas, petroleum, and other energy fuels. TORBY was one of the great champions of low energy prices, fighting to the end against efforts to deregulate natural gas. It was prophetic that back in 1954 TORBY as a House freshman was identified by the late Drew Pearson as "one of the outstanding newcomers (who) did a hard fighting job for the consumer during the debate on the natural gas bill."

Nor was TORBY reluctant to take on the big electric utility companies and in this arena, also, he scored some notable victories in winning rate rebates for users. So much so the utilities tried to defeat him with their own hand-picked candidate. That was perhaps one of TORBY's most enduring traits: He was indeed a fighter, and he was always a good man to have on your side—as I can attest from having taken part in numerous legislative floor fights at the side of this tough and able legislator.

Leadership came naturally to TORBY. Back in the 1930's he was both a star football halfback and ace baseball pitcher at Harvard. During World War II he skippered a PT boat, winning a Silver Star for heroism at New Guinea as well as a Purple Heart. Prior to his first election to Congress in 1954, he practiced law in Boston and served as counsel to the New England office of the National Labor Relations Board.

TORBY had already been in Congress 8 years when I first joined this body. I have perhaps learned more from him than from any other person with whom I have served in this House, so I shall always be greatly in his debt. More than that, Mr. Speaker, he was a close personal friend, a man of honor, and

true distinction. His untimely death was especially tragic, in view of the contributions which he was uniquely qualified to make, and which could have been expected to continue.

PUBLIC BROADCASTING SERVICE,
WASHINGTON, D.C., *May 24, 1976.*

WASHINGTON, D.C.—Public Broadcasting Service Chairman Ralph B. Rogers and Vice Chairman Hartford N. Gunn, Jr., on behalf of the officers and staff of the organization, issued the following statement today regarding the death of Congressman TORBERT H. MACDONALD of Massachusetts:

"All of us in public television feel a deep sense of loss at the passing of TORBERT MACDONALD.

"In his many years of public service, Congressman MACDONALD displayed the qualities of fairness and wisdom which epitomize the conscientious legislator. As chairman of the House Communications Subcommittee, he dealt with persons of many convictions and interests. Yet, he was unswerving in his dedication to the belief that the interests of the American people rise above all.

"Congressman MACDONALD was a true pioneer of our public broadcasting system. It was largely through his diligent efforts in Congress that the Public Broadcasting Act of 1967, creating a system for regular Federal assistance to the Nation's public TV and radio stations, was put in effect. And it was largely through his patient guidance that the medium grew to become a major American communications resource.

"We send our prayers to the Macdonald family in their time of sorrow. It is our sorrow as well, for in TORBERT MACDONALD, public broadcasting had a great friend and supporter. We will miss him."

Mr. MEZVINSKY. Mr. Speaker, it is with a feeling of sadness, yet at the same time pride, that I join in this tribute and reflect on having known our colleague, TORBERT MACDONALD.

While others knew him much longer than I—and perhaps much better—my own recollections are intertwined with a sense of friendship and admiration for him. During times of harsh criticism for the burgeoning Washington bureaucracy, TORBERT MACDONALD saw more than a national political issue. He understood the problem at its very roots. TORBERT MACDONALD felt the aggravation and frustration that every citizen experiences in the cobwebs of Federal regulation. His oversight subcommittee listened to horror story after horror story about individuals being harassed or delayed or their lives destroyed by an unthinking, unresponsive Government bureaucracy. Throughout, he retained an understanding and sensitivity for the people involved.

As we prepare to carry on his work and come to grips with this difficult national problem, I, for one, will remember TORBERT

MACDONALD for his leadership, his ability, and most of all his humanity.

Mr. UDALL. Mr. Speaker, all of us mourn the loss and cherish the memory of the Honorable TORBERT MACDONALD.

For more than two decades, our late colleague graced this body with his intelligence, insight, and commonsense. His influence on communications is well known, but he left his imprint on every area of congressional activity.

TORBY MACDONALD's conduct in the face of death showed the same remarkable courage and good cheer with which he approached all of life's challenges. This House is a better place for his presence; our lives are poorer since his loss. I was proud to be his friend.

Mr. HANLEY. Mr. Speaker, on Friday, May 21, of this year the House of Representatives, the State of Massachusetts, and our Nation as a whole lost a good friend with the passing of our distinguished colleague, TORBERT H. MACDONALD.

TORBERT MACDONALD was a personable, fair, and dedicated Member of this House, who commanded the respect of his fellow Members in both parties. A loyal servant of the public interest, Mr. MACDONALD has been referred to as one of the "finest, most able Members of Congress," and indeed he was.

In 11 terms, his list of accomplishments are long and worthy of great praise. As chairman of the House Subcommittee on Communications, TORBERT MACDONALD fought hard for the enactment of his sports antiblackout bill.

He is recognized nationwide as the initiator and architect of public broadcasting. Mr. MACDONALD was also an advocate of improved children's television and long-range funding for public broadcasting.

Communications was not the only area in which TORBERT MACDONALD asserted himself. He strongly opposed the deregulation of natural gas and struggled to insure an equitable supply of heating fuel for the Northeast. His dedication to the American consumer, and to the Nation's elderly supported by fixed incomes, is well known.

His legislative record has benefited all Americans from young sports enthusiasts to those retired or unemployed, and his courage and integrity should serve as an example to us all.

I also wish to join our fellow Members in expressing my deep

regret at the passing of TORBERT MACDONALD and would like to express my sympathy to his wife, Phyllis, and their four children.

Mr. JOHNSON of California. Mr. Speaker, it was with great sadness that I learned of the passing of our good friend and colleague, Congressman TORBERT H. MACDONALD of Massachusetts. His recent illness was known to all of us. Although the end came quickly, it was still a shock to us all.

Here in the House of Representatives, Congressman MACDONALD made an outstanding record through his wise leadership and frequent counsel to his fellow Members. At the same time, Congressman MACDONALD was an effective Representative for the people who returned him to Congress for a total of 11 terms. During his 22 years representing the suburbs of North Boston, TORBERT MACDONALD worked hard to obtain the best for his constituents.

TORBERT was one of those Congressmen who participated actively in the drafting of legislation in a variety of fields. His expertise provided him the means of providing outstanding service in the Congress.

As a senior member of the House Interstate and Foreign Commerce Committee and the chairman of the Subcommittee on Communications, TORBERT MACDONALD had a key role in the shaping of legislation in the communications field. Of particular note were his efforts to develop and expand the public broadcasting programs, to enact the antiblackout legislation, to remove violence from television, and to improve children's programing on television.

Through his efforts on the House Interstate and Foreign Commerce Committee, Congressman MACDONALD was instrumental in the preparation of the Emergency Petroleum Allocation Act, the development of legislation to reorganize and revitalize the Northeastern railroad system, electric utility company regulations, and other related energy and transportation matters.

Having served with TORBERT in this House for most of his 22 years, I will greatly miss his presence among us and take this opportunity to extend his family our deepest sympathy.

Public service is a demanding career and TORBERT MACDONALD has shown to the rest of us what a really fine public servant can do. His dedication, his wide-ranging knowledge, and

his cheerful disposition helped him to make an outstanding Member of the House of Representatives.

Mr. BIAGGI. Mr. Speaker, I am pleased to join with my colleagues in paying tribute to the memory of the Honorable TORBERT MACDONALD, who died earlier this month at the age of 58.

"TORBY" as he was known to many of us in the House was an outstanding Member of Congress who provided the people of the Seventh Congressional District of Massachusetts with 22 years of distinguished service.

TORBERT MACDONALD was one of Massachusetts' most respected native sons. Born in Boston, he was educated at Harvard University and received his law degree from Harvard Law School. During his college and law school years he grew to be a dear friend of another of Massachusetts most distinguished citizens, the late President John F. Kennedy.

While in Congress TORBY MACDONALD championed many causes as chairman of the House Subcommittee on Communications and the ranking Democratic member of the House Interstate and Foreign Commerce Committee. In his capacity as subcommittee chairman, TORBY was recognized as the father of public broadcasting, having introduced important legislation in 1967 and his guidance of the growth of educational television and radio throughout the Nation.

The sports fans of this Nation will remember TORBERT MACDONALD for his sponsorship of legislation which allowed professional sports teams to televise games in the local area provided that the game was sold out in advance. This represented a tremendous breakthrough for the armchair quarterbacks of the world.

Congressman MACDONALD sought to insure that the people of this Nation, especially his native New England, received adequate supplies of home heating oil and gasoline during the Arab oil embargo through his sponsorship of the Emergency Petroleum Allocation Act.

TORBERT MACDONALD was a leader in this Congress. He fought for the causes he felt were just, and usually prevailed. He was a friend of the consumer, the sports fan, and the older American. He enjoyed the respect and friendship of many of his colleagues in the House, many of whom were saddened over the rapidly deteriorating health of TORBY over the past year.

I enjoyed my association with the distinguished gentleman from Massachusetts. He was a warm and compassionate man, with a quick wit and a sense of dedication and loyalty to friends. I will miss him in the House. I extend my condolences to his widow, Phyllis; his two daughters, Laurie and Robin; and his two sons, Brian and Torbert, Jr.

Mr. MOSS. Mr. Speaker, TORBERT MACDONALD, a friend and fine public servant, has been taken from among us tragically. His departure from the Congress leaves a void in the public service of the Nation that it can ill afford at this time. TORBY was a knowledgeable, committed man of character, integrity, and decency, whose word was good to every Member of this House.

The Nation is entering a period of vast flux and intricate problems, many of them in the areas where TORBERT MACDONALD was most knowledgeable. In every one of the decisionmaking periods to come, we shall all miss his knowledge, input, and dedication.

Here was a man whose working professional life was devoted to the public interest in the truest sense of the word. In areas where the rights of the public were at stake, he always came down on the side of the public good, disregarding any blandishments that sought to sway him in the other direction. His voice and vote played a key role in virtually every major decision guaranteeing that a special interest would not prevail over public interest.

Major legislative areas bear his mark, again characterized by commitment to doing the right thing on behalf of the majority of Americans. His courage in the face of adverse odds in the legislative sense was also matched by his personal relationships, which were prized by all those who knew him intimately.

I think TORBY had a keen understanding of the essence of this House, and in many ways embodied it, particularly when the chips were down.

As a result, TORBERT MACDONALD added significantly to the continuity this body can and does lend to the ideals, institutions, and basic elements that make up the republic. He never betrayed his trust—never defaulted on a promise—never let the people of his district and the Nation down. He always gave his best, and that best was always more than enough.

The Nation has lost a fine, good, decent, and important man;

someone it could ill afford to lose. His courage during his final days sets an example for us all. He leaves behind his family, to whom I extend my deepest condolences.

Few people can expect to be remembered as fondly or with so much respect.

Mr. FORD of Michigan. Mr. Speaker, I join with our colleagues today in paying tribute to our late friend and colleague, TORBERT MACDONALD. I shared the great sense of sorrow which pervaded the House when the news of his death reached us.

TORBERT MACDONALD was an outstanding Member of Congress, but more importantly, he was an outstanding human being. When I first came to Washington, 12 years ago, he was one of the Members to whom I frequently turned for guidance and advice, and I was never disappointed. He was a man who knew and understood the operations of Congress, and he was always willing to share his knowledge with new Members—always ready to help them solve the problems of their constituents and master the complexities of our legislative process.

TORBERT MACDONALD was a truly great gentleman. He brought stature to the position of U.S. Congressman, and brought honor to this body. It has been men and women such as he who have made the Congress the world's most respected legislative assembly.

He will be sorely missed.

Mr. DERWINSKI. Mr. Speaker, it is with deep sorrow that I join my colleagues in paying a special tribute to TORBERT H. MACDONALD.

We have lost the services of a respected and dedicated colleague, and one who so ably served the needs of our Nation and of his district for the past 22 years.

He was a sincere, hard-working Member who made great contributions, particularly in the area of communications. As chairman of the House Communications Subcommittee he took an active role in advancing public broadcasting. He is well known as the founder of the Corporation for Public Broadcasting, which makes available outstanding television programing, and provides a broad range of educational broadcasting through public television.

All of us who shared his enthusiasm for sports activity have benefited from his legislation to end television blackouts of sports events which are sold out in advance.

His other areas of contribution include his achievements in the field of energy. His efforts helped to assure ample supplies of crude oil at equitable prices to consumers.

His many years of service in the House were distinguished, fruitful, and always dedicated to the interest of the consumer. He had all the qualities and talents that are essential to the makeup of an effective legislator, and he handled the demanding responsibilities of his congressional assignments with intelligence and insight.

Mr. Speaker, we have lost the services of a respected and esteemed colleague and an extremely warm and understanding friend. Mrs. Derwinski joins me in extending our heartfelt sympathies to his wife, Phyllis, and his sons and daughters.

Mr. D'AMOURS. Mr. Speaker, I join with some sadness and some sense of honor in this tribute to a very distinguished Representative and a compassionate individual.

To me TORBERT MACDONALD was the embodiment of the unity of the party of which I am a member. He expressed fairness and reasonableness—and beyond that he showed an accommodation and an understanding for all other diverse points of view in the Democratic Party, which was unique.

Although I was privileged to know him for only a short time, TORBY MACDONALD was a vivid man, a man full of affection, full of warmth, and full of color in his personality, which made so many people feel at ease in his presence. TORBY MACDONALD was a very good friend of every person whom he touched because he had immediate sympathy for the needs and the feelings of the person with whom he was dealing.

TORBERT MACDONALD, too, had another great attribute. He had toughness of spirit. He was a very kind man, a very warm human being with a sweet temper and a sweet disposition. But he had toughness of spirit. In the House he advocated some very tough measures, and he was never to quail from what was required in his honest judgment and conscience to meet the national need and what he considered to be the security of freedom in the world.

Finally, no tribute can be paid to men more than the tribute with relation to what one sees in adversity. Notwithstanding the

fact that TORBY was in pain and was ill, time and again we saw that that illness did not destroy or change his fundamental dedication.

He was here when all of us knew he should not be here. He came back when he knew he should not come back. He did so because he felt the need for his presence here. When he was ill, there was not the remotest change of his disposition toward any of us or toward tasks in which he was engaged. Never was a bitter word uttered or a bitter thought entertained, no matter how deep or sincere was his conviction upon an issue in which he expressed himself so forcefully.

So, here is a man who deserves our tribute as a friend for his great service to the Nation and also, in a very warm and human sense, for his inspiration to us.

We will have no difficulty remembering TORBERT MACDONALD. I will not have any difficulty, and I do not believe any other Member of the House will. And because what he did in his life was such a fine object lesson and will live with us, we shall not forget.

Mr. STRATTON. Mr. Speaker, I rise to join in expressing my deep sorrow over the passing of our friend and colleague TORBY MACDONALD.

It has been a difficult thing for all of us who have known TORBY and served with him to observe him as he struggled to continue to serve his country these past few months as his health was so obviously declining. He had been such a strong and healthy person, a great athlete, a man of bouncing spirit and vitality. And to see him gradually slow down, and yet never a complaint, never any concession to the illness that he was enduring. It was an example of courage and dedication to his job that was almost without precedent.

TORBY MACDONALD was a great football player at Harvard, and later a great naval officer in the Pacific in World War II. In between, before he went into the Navy, he tried a little professional baseball and played with the Amsterdam Rugmakers, a farm club for the New York Yankees in my home town of Amsterdam, N.Y. They still remember TORBY up there and still remember his batting prowess.

TORBY MACDONALD was also a fighter and a champion as a Member of this House. He is of course especially remembered as the closest personal friend here in Congress of President

Kennedy, and the tragedy of the assassination laid a very heavy burden on TORBY. But he carried it bravely. And he carved out here a great legislative record for himself in the field of communications, always championing the interests of the people against those who sought special privilege. We owe much of the public service aspect of broadcasting today to the leadership of Congressman MACDONALD; and all of America's television fans—which is just about the entire population—will be forever in his debt.

And TORBY MACDONALD also was one of the first Members of this body to anticipate the 1973 oil embargo and he succeeded in drafting and pushing through in advance the petroleum allocation legislation that enabled this country to weather the oil embargo with a minimum of disruption

Mr. Speaker, TORBERT MACDONALD died as he lived, with courage, without pretense, a solid American to the very end. We are all better here for having known him, and we shall miss him very, very much.

At the going down of the sun
And in the morning
We will remember him.

Mr. MURPHY of New York. Mr. Speaker, it is difficult to lose a colleague under any circumstances; but even more difficult to lose such a friend as TORBERT MACDONALD.

Each of us here today knew him not only as an able legislator and a dedicated public servant, but by that greatest of all titles: "A good and true friend."

TORBERT MACDONALD was a man who excelled in everything he did, and he had a pride of accomplishment born not of arrogance, but of a true sense of value and worth to his fellow man. In the highest tradition of public service, he determined the needs of his constituents, both locally and nationally, and set out to fill those needs and provide some relevant direction to the legislative process at which he became so expert.

Any of us who knew TORBERT MACDONALD, knew the history of the man—his Harvard college days as the roommate of John Kennedy; his spectacular performance as captain of the Harvard football team, and his election to Harvard's football hall of fame. Mr. MACDONALD's perspective and sense of humor was evident when he reminded those of us who commented on his early relationship with President Kennedy that Kennedy was

MACDONALD's roommate, rather than the reverse. At Harvard, TORBERT MACDONALD was in the forefront.

His friendship with Kennedy endured through the war, when they both enlisted together and captained PT boats in the Pacific. After completing his law degree and serving with distinction in a number of prestigious positions, MACDONALD followed his friend Jack Kennedy into politics in 1954, when he began his 11 terms in this body.

Mr. MACDONALD's chairmanship of the Communications and Power Subcommittee, before their separation, and the Communications Subcommittee subsequently, gave an indication of the depth of his abilities, and his dedication to the cause of the public interest. He was no handmaiden to the industry; he was known as a tough regulator who held the broadcast industry to high standards. He was a critic of the commercial broadcasters, as well as what he felt was their inattention to the best public interests. Mr. MACDONALD and I worked together often on the problems of excessive violence and obscenity on the television spectrum, and although he felt strongly about their effect on the public at large, and children in particular, he was an equally strong defender of the broadcasting industry against attempts to politicize it by an overzealous administration.

The name of TORBERT MACDONALD is an integral part of every major piece of communications legislation devised in the past decade. His leadership produced the original Public Broadcasting Act and extended funding for the Corporation for Public Broadcasting. He brought reform to the media expenditures of political candidates, and he brought every sports fan in the Nation the antiblackout bill. And TORBERT MACDONALD will most certainly be remembered by future generations of cable television watchers as the first national legislator with enough foresight and initiative to press forward with the most comprehensive and exhaustive investigation of what will probably become, within a very short time, the most powerful form of communications on this Earth.

TORBERT MACDONALD's illness was indicative of the spirit of the man. After the removal of the artificial devices, he made an incredible recovery which surprised the media and the medical community.

But I think it surprised very few of his friends here in

Congress. We knew him to be a fighter, and a dedicated man who knew there was still so very much left to do.

It will be a much harder job without him.

Mr. DON H. CLAUSEN. Mr. Speaker, I wish to join my colleagues in setting aside this time to honor the memory of our friend, TORBY MACDONALD.

While TORBY will be especially remembered for his landmark service as chairman of the Communications Subcommittee, I think all of us will agree that he effectively combined fairness and firmness in his resolve to see to it that the public interest was protected throughout his congressional career.

His courageous battle for life in the face of serious illness was very typical of his dedicated service to his constituents and to the Nation.

His athletic background gave him a sense of fairplay in the legislative battles in the House and his competitive background sharpened his ability to achieve the goals he was seeking.

The State of Massachusetts has lost an effective and respected citizen and the House of Representatives has lost a fine legislator. We shall all miss him.

Mr. MANN. Mr. Speaker, it was with deep sadness that I learned of the death of our friend and colleague from Massachusetts, Congressman TORBERT HART MACDONALD. His family, his constituents, the 94th Congress, and the Nation have suffered a profound loss.

TORBERT MACDONALD's interest and expertise in the field of communications legislation and his willingness to share and discuss his knowledge leaves a vacuum in this body that will be difficult to fill. As chairman of the Communications Subcommittee of the Interstate and Foreign Commerce Committee, he became a hero to football fans across the Nation because of his interest in protecting the rights of all viewers to the air waves. He will be remembered, and honored, for dedication and hard work for the issues in which he believed. He was a man of convictions, but he was always willing to hear the other side before making a decision.

A scholar, a veteran, a statesman, TORBERT MACDONALD's memory will inspire all of us who were privileged to know him and to work with him to make that extra effort to be better men and better public servants.

I know I join with the others in this House and throughout the Nation in extending to his wife and children my heartfelt sympathy.

Mrs. BURKE of California. Mr. Chairman, today I join my colleagues in paying tribute to TORBERT HART MACDONALD, whose untimely death has saddened us all. TORBY was a quiet man, but recognized by us all as a fair, impartial, and able legislator.

His leadership in establishing the Corporation for Public Broadcasting in 1967 will long be remembered. Through that legislation, he helped make available to millions of children and adults a broad range of educational experiences. A constant critic of violence on television, he was pushing for new research on the problem when he was forced by ill health to resign his Communications Subcommittee chairmanship.

The leading congressional authority on the communications industry and a tireless fighter for the public interest, he will be greatly missed on the Commerce Committee and in the Congress as a whole. He served his district, his State, and this Nation well. I extend my deepest sympathies to his wife and family.

Mr. MADDEN. Mr. Speaker, I join with other Members of Congress in expressing my deepest regret and sorrow on the passing of our colleague, TORBY MACDONALD. The State of Massachusetts and the Nation can ill afford to lose public servants with the ability, industry, and devotion to the arduous task of carrying out all the requirements legislative, departmental, and personal duties direct to the office of Congressman.

Congressman MACDONALD, as a ranking member of the Commerce Committee, was instrumental in sponsoring and enacting many pieces of legislation which were highly beneficial to his State and Nation. During his college years, he was an outstanding football player known throughout the country and his memory will live on in the minds of athletes for generations to come.

He was one of the prime sponsors of public broadcasting legislation, sponsor of the Emergency Petroleum Allocation Act, and also the leader and participant in the legislation to ban television blackouts of professional football games.

In the last several months before his passing, TORBY was the

victim of major illness and suffered a great deal by reason thereof. His memory will long be held by his many personal friends, including myself, and I wish to extend to his family my deepest sympathy in their bereavement.

Mr. WON PAT. Mr. Speaker, I am deeply saddened to be noting the loss of one of our most esteemed colleagues, Representative TORBERT MACDONALD of Massachusetts.

No sooner had the membership learned of his planned retirement from the House, and reconciled ourselves to the loss of Mr. MACDONALD's counsel and leadership, than we were informed of his serious illness.

It was doubly saddening that such a vital individual, who had served his Nation so admirably in the military and in Congress, should be stricken as he was on the verge of being allowed at long last opportunities to pursue solely personal and family goals.

I shared with many of our citizens strong feelings of encouragement for our colleague's heroic efforts to resist mortal illness. I found it particularly indicative of Mr. MACDONALD's renowned strength of character that he should eschew artificial life aids to face adversity and challenge with his own strengths.

Such personal qualities are all too uncommon. That an individual possessing such attributes as Mr. MACDONALD will no longer be present is the loss of his colleagues and our Nation.

Mr. ZABLOCKI. Mr. Speaker. it is with deep sadness and regret that I learned of the unfortunate illness and untimely death of our esteemed colleague in the House, Representative TORBERT H. MACDONALD.

As a sincere, responsible, industrious Representative, and a man of integrity, the spirit of TORBERT MACDONALD will not be forgotten. Since his election to the House of Representatives in 1954, TORBERT consistently dedicated his efforts toward fulfilling the wishes and goals of his constituents from the Seventh Congressional District of Massachusetts. At all times, uppermost in his concern was the security of our Nation and the welfare of the American public in general.

The impact of his legislation affecting the communications industry affected most Americans. TORBERT MACDONALD will be remembered for his authorship of legislation ending the automatic blackout of home professional football games, and for his

never-ending fight against violence on TV. As chairman of the Subcommittee on Communications of the Interstate and Foreign Commerce Committee, TORBERT fought to assure that the common good was expressed and freedom of speech maintained in the broadcast industry.

TORBERT MACDONALD was also influential in creating the public broadcast system and in the passage of legislation to give long-range public support to PBS.

In recent years he devoted much of his time and energy to help solve the energy problems of our country. He fought to regulate the costs of energy, particularly natural gas.

Representative MACDONALD's background, scholastic achievements, and his concern for his fellow man prepared him for a legislative career and were reflected in his actions in the House. He was a follower and participant in sports from youth. In 1939 he served as captain of the Harvard football team. After graduating and serving in the Navy, he obtained his law degree from Harvard. Prior to his election to the U.S. House of Representatives in 1954, Representative MACDONALD was employed as a lawyer for the Motion Picture Producers Association and the National Labor Relations Board.

Mr. Speaker, TORBERT MACDONALD was a dedicated public servant, and a successful and responsible legislator. He will long be remembered in the hearts and minds of our colleagues and the American people.

My wife joins me in extending our deepest sympathies to TORBERT's wife, Phyllis, his family, and his many friends.

Mr. PICKLE. Mr. Speaker, I had the distinct pleasure of serving with the late Representative TORBERT "TORBY" MACDONALD on the House Interstate and Foreign Commerce Committee from the time I joined this body in 1962 until the beginning of the 94th Congress. During that decade, I developed a real fondness and a deep respect for my colleague from Massachusetts.

TORBY toiled long and diligently in the vineyards of the Commerce Committee. He was recognized by his colleagues in the committee, and indeed, by all Members of this body, as a guiding force behind some very meaningful legislation in the areas of broadcasting, consumer protection, election campaign reform, and energy.

During World War II, TORBY displayed especial courage as a PT boat commander. He received multiple decorations including the Presidential citation for valor. Again, he showed his real mettle after he became seriously ill. TORBY told his constituents in the Seventh District of Massachusetts that he chose not to run again because his ill health prevented his serving them in the same manner which he had for the previous 22 years. In the face of death, he asked that the life support machines be disconnected, again exemplifying the same type of courage he had demonstrated in the Pacific theater.

In over 11 years' service with him, I learned to appreciate more and more the deep integrity this man possessed. He took a firm stand on legislation, but he always sought to maintain a high level of fairness. You could always talk to him; he was always courteous and understanding. He would give you a chance to present your views. He was never curt, or rude, or brusk. He was a gentleman, and he had a national sense of legislation. Though he was from New England, I think he had as many friends from the South as any Member of the Congress. Last year he voted for a deregulation of gas bill—to the amazement, I am sure, of his Massachusetts colleagues—because he said he thought "it was right." Each year I learned to love and respect him more.

I offer my deepest sympathy to his widow and family.

Mr. ROYBAL. Mr. Speaker, I would like to add a few words of respect and regret on the loss of a distinguished legislator and loyal friend, TORBERT MACDONALD.

Since his election to the House in 1954, TORBERT served his constituents with true distinction. The American consumer, workingman, and senior citizen, as well as the people of Massachusetts' Seventh District, have all lost an eloquent advocate with his passing.

As chairman of the Subcommittee on Communications of the House Interstate and Foreign Commerce Committee, TORBERT became a leader in the rapidly expanding communications medium. Due to his central role in establishing the Corporation for Public Broadcasting, he was recognized as the father of public broadcasting. He also took particular interest in the content of programs aimed at children and strongly objected to the growth of violence in TV programing. Additionally, it was largely due to TORBERT MACDONALD's efforts that the no-black-

out policy was instituted. This brought home professional football games to millions of fans unable to attend at the stadium.

His leadership extended well beyond the important area of communications, as he was also instrumental in the formation of legislation in the important areas of energy, transportation, and election reform.

I consider it a great privilege to have known TORBERT MACDONALD and to have served in the House as his colleague. He was an able and dedicated public servant who rightfully earned the admiration and respect of those who knew and worked with him. We will all miss TORBERT, who personified the qualities which make an effective and honorable Member of Congress.

My deepest sympathy is extended to all his family and particularly to his widow, Phyllis.

Mr. PRICE. Mr. Speaker, I am indeed saddened by the untimely death of my friend and colleague, TORBERT H. MACDONALD. TORBY will long be remembered by his fellow colleagues as a fine human being and a dedicated public servant. I extend my deepest sympathy to the Macdonald family for their great loss. I am saddened for the people of Massachusetts who have lost a concerned and devoted representative, one who so ably defended their interests. I am heavy-hearted for the Nation which has lost an irreplaceable Member of the Congress; a Member who served faithfully and conscientiously for 22 years.

TORBY was an outstanding athlete, excelling in baseball, football, and track. His longstanding interest in sports led to his authorship of a law preventing the blackout of local television broadcasts of sold-out home games, thus enabling many Americans to watch the games on their home television sets, who would not otherwise be able to see their home teams in action.

Congressman MACDONALD's contribution to public broadcasting, especially in the field of educational television and radio is well known, His efforts to assure all areas of the country, especially New England, an equal share in the Nation's supply of fuels to heat homes and gasoline by means of the Emergency Petroleum Allocation Act will always be appreciated by the Nation. The leading role he took in developing legislation to restore the financially troubled Northeastern railroads, and his unswerving devotion to preventing unnecessary rate hikes by

electric utility companies are part of the legacy of his dedicated representation of the Seventh District of Massachusetts.

TORBERT H. MACDONALD was an outstanding Congressman and a fine example of a human being. He will be sorely missed by those of us who loved and respected him.

Mr. MOORHEAD of Pennsylvania. Mr. Speaker, it is with deep personal sadness that I join my colleagues in paying tribute to TORBERT H. MACDONALD, the esteemed Representative from Massachusetts. TORBY's presence in this Chamber, where he was recognized as an outstanding legislator, will be sorely missed. The people in TORBY's district will miss the compassion and concern with which he handled constituent problems. I will miss his counsel, companionship, and most of all his friendship which I have always valued so much.

I had the privilege of serving with TORBERT MACDONALD on the Government Operations Committee. To work with TORBY was to learn from him, and the diligence, dedication, and brilliance that are reflected in his many achievements stand today as a shining example for every Member of this body. That TORBY was taken from us in the prime of his extraordinary career, only heightens our sense of loss.

Most of us knew TORBY for his legislative skill on the Interstate and Foreign Commerce Committee and the Communications Subcommittee which he chaired. Although he may best be remembered for his authorship of the bill ending sports blackouts, TORBY was also responsible for providing long-range funding legislation for public broadcasting, and for raising the quality of children's television. In addition, TORBY was a staunch defender of consumer rights and voter rights, as well as knowledgeable and active in the areas of transportation and energy regulation.

TORBY excelled in nearly everything he did. From Harvard graduate, to PT boat skipper, to 11-term Congressman, TORBY always did his homework, and quickly won the respect and admiration of those around him. His commitments to ideals, his tough, courageous spirit, and his exciting creativity, serve as a source of pride and honor to public servants everywhere.

Mr. Speaker, I know I speak for my colleagues as I express my sorrow and deep sympathy to TORBY's wife and entire family. TORBERT MACDONALD will be greatly missed by his Massachu-

setts constituency and by this House, both of which he served so well.

Mr. MURPHY of New York. Mr. Speaker, it is difficult to lose a colleague under any circumstances; but even more difficult to lose such a friend as TORBERT MACDONALD.

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It will be a much harder job without him.

Mr. DRINAN. Mr. Speaker, I met TORBY MACDONALD for the first time on the floor of the House in January 1971. He congratulated me on my election in November 1970. He did so in a most gracious manner with an open reference to the Democrat whom I had defeated who TORBY had talked with virtually every day over the past 15 years.

Somehow I considered TORBY to be a friend from that day forward. I saw him somewhat less than other members of the Massachusetts congressional delegation. But always I felt that TORBY had an interest in what I was doing and the political waves in my congressional district.

TORBY was a profoundly private man. His close friends frequently stated that he was a changed person after the assassination of his college classmate and good friend, President John Kennedy. I sometimes wanted to ask TORBY about things like

that, but one knew instinctively that TORBY's modesty made questions about himself actually painful for him.

Of all of the countless contacts which I had with TORBY MACDONALD, the one that remains in my mind with the greatest vividness is our participation together in an event in TORBY's congressional district. Both of us spoke at a civic event honoring the birthday of Israel as a nation. TORBY's health had begun to fail shortly before this time, but on that afternoon he spoke eloquently and beautifully. He went out of his way to say flattering things about me and my work in the Congress. Two days after this event, TORBY went out of his way on the floor of the House to bring me newspaper clippings of the event. He gave them to me stating quietly that "You were great on Sunday."

At the funeral mass for TORBY MACDONALD I reflected that the thousand people in the overcrowded church had all had their own friendships with TORBY and that at one time or another he had extended to them that quiet graciousness and encouragement which he gave to me with the words "You were great on Sunday."

Mr. WHITTEN. Mr. Speaker, I want to take this means of paying a brief but sincere tribute to the memory of a great public servant and add my voice to the many Members of this body who have expressed their deep sadness at the untimely passing of our colleague and friend the Honorable TORBERT H. MACDONALD of Massachusetts.

It seems incredible that practically on the eve of his announced retirement and our having to get used to doing without his help here that his death would likewise be announced. We shall miss him and extend to his wife and family our deepest sympathies

Few men have left their personal mark on so many pieces of landmark legislation as our late friend, TORBY, and he will be especially remembered by all of us armchair sports fans as the author of the legislation lifting television blackouts for home team professional football games which had been sold out before broadcast time.

TORBY MACDONALD was one of those rare individuals who managed to combine the attributes of being an able and forceful legislator while remaining always a gentleman. He was the kind of Congressman who enhanced this body by his presence—a

dear friend, and I feel privileged to have served with him and to have known the likes of TORBY MACDONALD.

Mr. MAZZOLI. Mr. Speaker, I have deliberated for days about an appropriate tribute to a man whose outstanding contributions to the Congress, his constituency, and the entire Nation cannot be adequately acclaimed in words. I am speaking, of course, about our distinguished friend and colleague, the late TORBERT MACDONALD.

I was deeply saddened by TORBY MACDONALD's death. But, my sadness was not simply the result of personal loss or of the loss to this Congress. It was for the loss the country has sustained by reason of TORBY MACDONALD's death.

He excelled in every activity he undertook throughout his life, from the pursuit of his education, to his service in the military, to his family life, and finally to his service in the Congress.

His legislative accomplishments are undeniable—he shepherded countless measures through the legislative labyrinth and into the statute books. He has left an imprint on the laws of this land.

TORBY's expertise in communications legislation will be sorely missed. His knowledge and leadership in consumer rights, transportation, energy regulation, and voter rights are, possibly, irreplaceable.

This son of the Bay State served his constituents with compassion, loyalty, and distinction. He served this body with dedication, diligence, and brilliance. All of these attributes—coupled with a great deal of love—characterize the service he provided his family.

I extend my sincerest sympathies and condolences to TORBY's wife and his entire family. Their loss is ours. We will miss him deeply.

Mr. HELSTOSKI. Mr. Speaker, I would like to join my fellow colleagues in expressing my deep sadness over the passing of Representative TORBERT H. MACDONALD. The Nation, the Congress, and, in particular, the Seventh District of Massachusetts, have lost a noble statesman, a great humanitarian, and a compassionate friend.

Born on June 6, 1917, TORBERT MACDONALD was educated in the local public schools of Malden, Mass., before going on to graduate from Harvard College and, eventually, Harvard Law

School. While in college, he was an active participant in the sports program and he excelled in both baseball and football. In 1939 he was captain of the Harvard football team.

During that same time, TORBERT MACDONALD was a roommate of the late President John F. Kennedy. He commanded a PT boat in the southwest Pacific during World War II and, due to his bravery and valor, he was the recipient of the Silver Star, the Purple Heart, and a Presidential Citation.

Since being elected to the 84th Congress in 1954, TORBERT MACDONALD served on the Interstate and Foreign Commerce Committee—chairman of the Subcommittee on Communications—and the Committee on Government Operations. Until the 94th Congress, I had the pleasure of serving on the Commerce Committee with him where I witnessed his outstanding leadership and his pursuit of legislative accomplishments in the area of public broadcasting.

TORBERT MACDONALD may best be remembered for his legislation to ban local blackouts for sold-out football games. He also fought to control violence on television and insure that the communications media would be used for the best interest of the public.

TORBERT MACDONALD's untimely death is a personal loss to his family, his friends, and all those who have been touched by his many accomplishments. He leaves behind the admiration of his fellow colleagues and the respect of his friends and constituents.

Mr. Speaker, I am glad to have the opportunity to express my deepest sympathy and condolences to his wife, Phyllis, and his family. He will not be forgotten, as his memory will live in the hearts of those who believe.

Mr. MCKINNEY. Mr. Speaker, it was not many weeks ago that the Members of this House were witness to a statement of unselfish courage and honesty that, while typical of TORBY MACDONALD, is rare in most men. His decision to retire from Congress and to step down immediately from his position as chairman of the House Communications Subcommittee testified to his deep devotion to serve his Massachusetts constituents and the people of the United States. Just as the best athletes intuitively know when to leave the game, TORBY decided that he could do the most for his "team" from the sidelines. It takes a

big man to make such a decision, but as I have said, this was typical of TORBY.

I am sure that none of us had accepted the full impact of that announcement when we learned that TORBY was hospitalized again and that he had instructed the doctors to use no artificial devices to sustain him. Once again it was a decision of immense courage but not so surprising coming from TORBY. Perhaps this, too, was his way of saying that he had given his all and it was time to leave the game. If so, his competitive spirit did so most unwillingly.

TORBERT H. MACDONALD, a man of tall stature in the House of Representatives, is no longer present to guide us by his actions. But there can be no doubt that his conduct over the years and his decisions in the face of illness and death will continue to serve as inspirations for those of us in public service as well as his family, his friends, and the vast multitude of the American public who never got to know him except as a man of extraordinary courage.

Mr. Speaker, there is much that can be said about TORBY MACDONALD's career and accomplishments. The death of our friend and colleague will certainly affect us all in the House, but the loss of his influence and advice will have an even greater impact for us in the Northeast.

In April when the distinguished majority leader made the initial announcement on the floor of TORBY's decision to retire, Mr. O'Neill recounted many of TORBY's accomplishments during his 11 terms representing Massachusetts' Seventh District. That lengthy list included bills dealing with some of the most serious problems confronting the Nation in recent years, among them energy, regulatory reform, and transportation.

Although party affiliation seated us on opposite sides of the aisle, geographically we had similar constituencies and his attempts to solve our mutual problems usually found me as one of his solid supporters. There is a natural tendency among politicians to look after the home district first, but TORBERT MACDONALD had that rare ability to focus on the national problems, not to the exclusion of his constituents' interest but to the benefit of the country's. His commitment and devotion to both of these constituencies was an inspiration to his colleagues in the House of Representatives. I had the pleasure of serving in this body with TORBY for only the last three terms. During these

years I have seen how effective his leadership on the Interstate and Foreign Commerce Committee has been. His skillful guidance through passage of the Emergency Petroleum Allocation Act, the sports antiblackout law, and legislation to create and fund a public broadcasting network are only the most visible of his legislative achievements.

His performance as chairman of the former Power and Communications Subcommittee and the current Communications Subcommittee was often cited as examples of fairness and effectiveness in the legislative process. Witnesses appearing before him knew when their homework was incomplete because the chairman always put them to the test.

As was often heard from his contemporaries, there was much about TORBERT MACDONALD that the public and we "newcomers" to Congress did not know. His ability as an athlete at Harvard and later, his outstanding record in the Navy during World War II—as evidenced by the Silver Star displayed so proudly in his office—his service as personal adviser to his friend and President, John Kennedy: These were just a few of the unseen elements of the man.

When away from the Hill, sports continued to be one of his major interests. If you ever wanted to know how any of the Boston teams were doing, TORBY could give you the scores and the standings. I still have a vivid recollection of the World Series last fall when the rains came to Fenway Park during one of the games. The camera focused on TORBY sitting through the downpour but still smiling, his indifference to the weather as obvious as his enjoyment of the game. His love of competing was almost as great as his pleasure in winning, and we all know what a great competitor TORBY was.

All Americans owe a debt of gratitude to TORBERT H. MACDONALD for his years of service to the country. We shall miss his presence here on the floor, but our sympathy goes out to his family and relatives in their greater loss.

Mr. TEAGUE. Mr. Speaker, a short while ago, this body lost one of the most able Members of Congress, the Honorable TORBERT H. MACDONALD. He was my friend, and we shared many laughs and sorrows together. I was privileged to be a member of the group representing the Congress paying tribute to TORBY, and I think that one of the finest eulogies ever spoken

which paid tribute to a man was that which was delivered by Senator Ted Kennedy. I am including the Senator's remarks in this statement.

REMARKS OF SENATOR EDWARD M. KENNEDY

It is not an easy thing to say goodby to a great and decent human being like TORBERT MACDONALD. When a light like that goes out, a star disappears from the sky. The nights are a little darker for so many of us who were guided by his light and warmed by his friendship.

Remembering TORBY, I think of both the public and private man. I think of his three great public qualities of honesty, integrity, and service. And I think of his equally great private qualities of friendship, humor, and unselfishness.

To thousands in Malden and many other towns and cities he served in this district, TORBY was an outstanding Congressman for our Commonwealth, one of the best New England ever had, as well as any I have known. He performed the two essential roles of a Member of the Congress—service to his district and leadership for the Nation.

He leaves enduring monuments in the Seventh District. They are written clearly in the tangible things he accomplished for so many people during his 22 years of service here. But even more important, he lives on in the hearts and gratitude of those for whom he did so much.

He also blazed a brilliant trail in the statute books of the United States. The major laws he fashioned are well known for both their wisdom and their craftsmanship.

The history of these recent years in Congress will record TORBY's skillful leadership in critical areas like energy, transportation, election reform, and national communications policy, especially public broadcasting and the role of the media in our free society.

His untimely death is a tragedy for us who knew him well. But it is also a tragedy for the country. He still had so many things to do, so many plans to carry out, so many goals that only he could reach. His skills were a fine blend of leadership, intelligence, and hard work. Above all, his skills reflected the priceless qualities of courage and judgment that guided all his actions. The silver star he earned for bravery in battle in World War II was won many times again in the battles he so often fought in public life for what was right.

But for all of us here this morning, it is the private man and friend whose loss we feel the most. There is a special tragedy in the passing of one for whom laughter was second nature, who could so quickly draw a smile from others, whose friendly and welcome sense of humor was always at the surface.

My own recollections of TORBY go back over 35 years, to those weekends at our Cape Cod home when my father was Ambassador to England. Growing up as the youngest in our family, I have many vivid memories of those years. Cabinet officers would come and go, and many other distinguished visitors would call. But for a 7-year-old, few visits could match the times that my brother brought his roommate, who was Harvard's football captain and baseball star, home to spend the night.

In a sense, TORBY became a member of our family. His college friendship with Jack grew even closer over the years. TORBY was there in Jack's first race for Congress in 1946. In each following campaign, throughout the Senate and the

White House years, he was always there—laughing, advising, working, helping in so many ways. And he shared our grief 13 years ago, as we share his family's grief today.

As college roommates, he and Jack were inseparable. They shared everything. The good times were easy, but they also took their lumps together when things didn't work out as well.

When the dean of students caught Jack red-handed in the midst of mischief, he didn't know that TORBY was around the corner out of sight, directing the operation. But when Jack was called on the carpet the next day in the dean's office, TORBY was standing there beside him. Standing together, they thought, no one could pull the carpet out from under them. They were right, and they stood that way for over 25 years.

No person's work is ever finished. But the tragedy of TORBY's death is compounded by our knowledge that his life was cut short at its prime. We who live shall carry on his work. We shall rededicate ourselves to his ideals, and to the ideals of the other fine friends and leaders we have lost. We shall make his commitment our commitment, his work our work, his dream our dream.

Near the end of Pilgrim's Progress, there is a passage that tells of the death of Valiant:

"Then, he said, I am going to my father's; and though with great difficulty I am got hither, yet now I do not regret me of all the trouble I have been at to arrive where I am. My sword I give to him that shall succeed me in my pilgrimage, and my courage and skill to him that can get it. My marks and scars I carry with me, to be a witness for me, that I have fought his battle who now will be my rewarder.

"When the day that he must go hence was come, many accompanied him to the river side, into which as he went he said, 'Death, where is thy sting?' And as he went down deeper, he said, 'grave, where is thy victory?' So he passed over, and all the trumpets sounded for him on the other side."

Mr. HAYS. Mr. Speaker, it is always difficult to reflect on the loss of a great colleague such as the Honorable TORBERT H. MACDONALD, of Massachusetts, who passed away on May 21, 1976, after giving 22 years of talented, dedicated service to his constituency and to the Nation.

His unflagging spirit and commitment to excellence were early recognizable in his outstanding athletic career with Harvard's football and baseball teams, being the forerunner to his distinguished military service during World War II as a PT boat commander and winner of a Silver Star, Presidential Citation, and Purple Heart.

My wife joins me in expressing our deepest sympathy to Mrs. Macdonald and the other members of his family.

Proceedings in the Senate

MONDAY, *May 24, 1976.*

Mr. KENNEDY. Mr. President, I ask the Chair to lay before the Senate a message from the House of Representatives on House Resolution 1212.

The ACTING PRESIDENT pro tempore laid before the Senate a resolution which was read as follows:

HOUSE RESOLUTION 1212

Resolved, That the House has heard with profound sorrow of the death of the Honorable TORBERT H. MACDONALD, a Representative from the State of Massachusetts.

Resolved, That a committee of 80 Members of the House with such Members of the Senate as may be joined be appointed to attend the funeral.

Resolved, That the Sergeant at Arms of the House be authorized and directed to take such steps as may be necessary for carrying out the provisions of these resolutions and that the necessary expenses in connection therewith be paid out of the contingent fund of the House.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

Resolved, That as a further mark of respect the House do now adjourn.

Mr. KENNEDY. Mr. President, I send to the desk a resolution on behalf of myself and my colleague, the distinguished junior Senator from Massachusetts (Mr. Brooke), and ask for its immediate consideration.

The ACTING PRESIDENT pro tempore. The resolution will be stated.

The legislative clerk read as follows:

SENATE RESOLUTION 452

Resolved, That the Senate has heard with profound sorrow the announcement of the death of Honorable TORBERT H. MACDONALD, late a Representative from the State of Massachusetts.

Resolved, That a committee of two Senators be appointed by the Presiding

Officer to join the committee appointed on the part of the House of Representatives to attend the funeral of the deceased Representative.

Resolved, That the Secretary communicate these resolutions to the House of Representatives and transmit an enrolled copy thereof to the family of the deceased.

Resolved, That when the Senate adjourns today, it adjourn as a further mark of respect to the memory of the deceased Representative.

Without objection, the Senate proceeded to consider the resolution.

Mr. KENNEDY. Mr. President, TORBERT MACDONALD was a very special person and friend to me and to my family. His courage and tenacity in the final days before his death were typical of his lifetime of service to his country and to the people he represented in the Seventh Congressional District for 22 years. There was an unusual bond of friendship and respect between TORBY and President Kennedy. His death is a deep personal loss as well as a deep public loss, and my thoughts and prayers are with his family.

Mr. President, I ask unanimous consent to have printed in the Record the obituaries from the Boston Globe, the Boston Herald Advertiser, and the New York Times.

There being no objection, the obituaries were ordered to be printed in the Record, as follows:

[From the Boston Globe, May 22, 1976]

TORBERT MACDONALD DIES; 21 YEARS IN CONGRESS

WASHINGTON.—Rep. TORBERT H. MACDONALD (D.-Mass.) died at 9:20 last night in Bethesda Naval Hospital in Maryland. He was 58.

The veteran Congressman entered the hospital May 2 for treatment of a blood ailment. Last Monday he had doctors turn off his life-supporting systems and chose to await a natural death.

Representative MACDONALD spent much of the next day saying goodby to his family at the hospital.

His home was at 63 Appleton Street, Malden, but he was born and raised in Medford and roomed with John F. Kennedy at Harvard in 1940.

Representative MACDONALD, who represented the Seventh Congressional District more than 21 years, was first elected to the House in 1954.

He announced on April 7 he would not seek reelection because of failing health.

The congressional seat left vacant by the death could, under article I of the U.S. Constitution, be filled by a special election called by the Governor.

Aides to Gov. Michael S. Dukakis believe he will leave the seat vacant because the approaching elections are so close.

The family requests that, in lieu of flowers, donations be made to a scholarship fund being established in his name.

The scholarships will be for needy college applicants from the Seventh District who have displayed leadership both in the classroom and on the playing field.

Senator Edward Kennedy said last night: "Torby Macdonald's special bond of friendship with President Kennedy was shared and treasured by all the members of my family.

"The courage and tenacity he displayed in the days before his death typified Torby's life. In athletics and in public service to the citizens of Massachusetts' Seventh Congressional District, he gave his all.

"My family joins with me in expressing our deep sense of personal loss of a special friend and a great public servant. Our thoughts and prayers are with his family."

"He was not the complaining type," said U.S. Representative James Burke (D.-Mass.) a few weeks ago when Macdonald announced he would not seek reelection because he was in poor health. He kept things to himself. It was obvious during the last few weeks he was not feeling too well."

Burke, who knew Macdonald for 18 years on Capitol Hill, described him as a "hard worker and a highly principled fellow." He said Macdonald was always "into things that affected New England people in an economic way."

Macdonald was in and out of the hospital in recent weeks. In late March, he entered Bethesda Naval Hospital for tests and subsequently stayed in his Washington apartment under doctors orders. He attempted to work at home. However, last month he decided not to seek reelection.

"I find I can no longer come up to the standards which I have set for myself," Macdonald said in a statement on April 7. "After consultation with doctors and after undergoing a thorough physical examination, I realize that I can regain my good health if I am able to remove as many pressures as possible."

Macdonald grew up in Medford and was an outstanding athlete at Medford High School. He easily could have played professional baseball or football. He excelled at track. A former Harvard football captain, Macdonald was signed by the New York Yankees baseball team.

After graduating from Harvard Law School, Macdonald began a law practice and campaigned for his closest friend and former Harvard roommate, John F. Kennedy. Their association always remained very close.

"Nobody was closer to JFK than Torby." recalled Kenneth O'Donnell, President Kennedy's appointments secretary, O'Donnell's father, Cleo, and Macdonald's father, Jack, were roommates at Holy Cross College in 1908, Macdonald, while a law student, coached O'Donnell at football at Harvard.

"He was the greatest athlete you ever saw," O'Donnell said.

O'Donnell said Macdonald never used his friendship to gain advantages at the White House. "They were friends to the end. They would sail together. Macdonald visited frequently when JFK was in the White House and they were the two closest friend I know. But Torby was all class. He would never mention it."

Macdonald had a keen sense of humor. He would enjoy pranks. In "Johnny, We Hardly Knew Ye," O'Donnell and Dave Powers, a long-time Kennedy confidant, recall a trip made to former President Lyndon Johnson's ranch.

"We were joined at breakfast by the sleepy Torby Macdonald, who had tried to avoid being called by leaving his bed at 4 a.m. and hiding in his bathroom,

curling up in the tub with a pillow and a blanket. Johnson had found him and roused him up."

JFK enjoyed MACDONALD and enjoyed his pranks as well. Rose Kennedy, in her book "Times to Remember" recalls "TORB" MACDONALD making a secret pact with JFK when Kennedy was bedded down with influenza but was set on earning a letter on the varsity swim team at Harvard.

Every day, MACDONALD told Mrs. Kennedy, "I'd sneak into the infirmary with some food for him. * * * As soon as he'd eaten, we'd slip out the back door, and I'd drive him to the indoor athletic building, where he'd doggedly practice his backstroke. Then I'd drive him back to the hospital."

Kennedy's death crushed MACDONALD. Some close to the Representative say he never got over it.

After he was elected in 1954, MACDONALD kept an energetic pace on Capitol Hill, flying abroad frequently on committee business. After Kennedy died, although shaken, he rose to power, becoming the second-ranking Democrat on the Interstate and Foreign Commerce Committee and chairman of its Communications Subcommittee. He immersed himself in work.

MACDONALD, during his 21 years in Congress, was credited with guiding the growth of educational television, with helping New England get an equitable supply of home heating oil during the recent oil embargo, writing a law that forced professional sports teams to allow local television broadcasts of soldout home games, and with fighting for lower electric rates.

"He was highly respected by all Members. A sound Progressive," said former House Speaker John McCormack. "He was always a fighter for the legislation that would benefit the sick, the poor, the afflicted, and the underprivileged. He fought for better educational opportunities and to eliminate discrimination."

House Majority Leader Thomas P. O'Neill, Jr., upon hearing in April of MACDONALD's retirement plans, said: "He was one of the finest public servants I have ever known."

MACDONALD's wife is the former movie actress Phyllis Brooks.

He also leaves two sons, Torbert Hart, Jr., 30, and Brian, 22; two daughters, Mrs. Laurie Lotspeich, 28, and Robin, 19; and three grandchildren.

[From the Boston Herald Advertiser, May 23, 1976]

MACDONALD IS HONORED FOR HIS ACHIEVEMENTS

Escorted by a Navy honor guard, the body of Congressman TORBERT H. MACDONALD in a flag-draped casket arrived last night at Logan Airport from Washington where the Congressman had served the people of his Seventh District for more than 21 years.

A Mass for MACDONALD will be celebrated Friday at 11 at the Church of the Sacred Hearts, Malden.

MACDONALD, 58, of Malden, died Friday night of internal hemorrhaging at Bethesda Naval Hospital.

His death was followed by tributes from State and National leaders for his many accomplishments in Congress.

A Democrat who served in the House continuously from 1955, MACDONALD was hailed yesterday by House Majority Leader Thomas P. O'Neill, Jr.

O'Neill praised his colleague from Massachusetts as "the father of public broadcasting, the architect of the Emergency Petroleum Allocation Act and the author of the sports antiblackout law."

Known as a hard worker in Congress, MACDONALD was chairman of the House Power and Communications Subcommittee and a ranking member of two Government Operations subcommittees—Conservation, Energy, and Natural Resources and Government Information and Individual Rights.

The Congressman was John F. Kennedy's roommate at Harvard and remained a close friend of the late President until Kennedy's 1963 assassination.

Senator Edward M. Kennedy said MACDONALD's "special bond of friendship with President Kennedy was shared and treasured by all the members of my family."

"In athletics and in public service to the citizens of Massachusetts, he gave his all," said Kennedy, with the sports reference alluding to the days MACDONALD played football at Harvard University.

"The courage and tenacity he displayed in the days before his death typified TORB's life," the Senator added.

When MACDONALD was hospitalized earlier this month, he requested that doctors shut off the mechanical devices that were helping to keep him alive. The doctors complied with the request and for a time it appeared the Congressman's condition was improving.

When he died, his wife, Phyllis, and their four children were at his bedside, an aide said.

The cause of MACDONALD's illness was not publicly revealed. He had previously undergone treatment for cancer but he told his staff that he had been cured.

Prior to the return of MACDONALD's body here, Governor Dukakis yesterday lauded the Congressman "as a man who has served as an inspiration to many of us in government."

In his praise, Dukakis pointed to the Congressman's deeds.

"During the 1960's when not too many people were paying attention to consumer protection on the national scene," Dukakis said, TORBY MACDONALD was an inspiration to those of us at the State House who were concerned.

"He was especially helpful in dealing with utility regulations, and in offering a national voice for consumer protection," the Governor added. "His was one of the few voices to be heard nationally on the issue."

"This is a sad weekend for Massachusetts and the Nation," Dukakis commented. "I will personally miss him as a government leader and as a friend."

State Auditor Thaddeus Buczko said MACDONALD "leaves us all a legacy of responsible and honorable commitment."

Congressman James Burke (D.-Milton), who knew MACDONALD for 18 years on Capitol Hill, described him as a "hard worker and a highly principled fellow."

Congressman Harley O. Staggers (D.-W. Va.), chairman of the House Commerce Committee, of which MACDONALD was the second-ranking member, commented: "You could always trust TORBERT MACDONALD. He would give his word and stick to it even if it hurt him politically. I admired his courage."

When MACDONALD's body arrived here at Logan Airport, his wife and four

children, Torbert H. Jr., 30; Brian, 22; Mrs. Laurie Lotspeich, 28; and Robin, 19, were present. Also there were his three grandchildren and a host of friends and dignitaries.

The group was escorted from the airport by the State police.

There will be six pallbearers and 12 honorary pallbearers at the funeral Friday.

The pallbearers named are former U.S. Senator Benjamin A. Smith II of Massachusetts; Representative Frank Thompson (D.-N.J.); Alfred G. Vanderbilt of New York, a long-time friend of the family; Joseph E. Croken, MACDONALD's administrative assistant in Boston; the Congressman's son, Torbert H. Jr.; and Representative Thomas L. Ashley (D.-Ohio).

Honorary pallbearers are former House Speaker John W. McCormack; House Majority Leader O'Neill; Representative Dan Rostenkowski (D.-Ill.); Representative Olin Teague (D.-Tex.); Peter Jaeger, a long-time friend; Kenneth P. O'Donnell, former Kennedy White House aide; Harry M. Shushan, counsel to the House Communications Subcommittee, which MACDONALD headed.

Peter S. Knight, a Washington administrative assistant; David Brickman, editor of the Malden Evening News; Louis Chandler, Belmont, a former law partner of MACDONALD; Alexander J. Cella, Boston, a family friend; and Senator John Culver (D.-Iowa).

Visiting hours at the E. E. Burns Funeral Home, Malden, will be Wednesday and Thursday from 2–4 and 7–9.

The family requested that in lieu of flowers contributions be sent to the Torbert H. Macdonald Scholarship Fund, Room 2100–A, John F. Kennedy Building, Boston, Mass. 02203.

Burial will be in Holy Cross Cemetery, Malden.

[From the New York Times, May 23, 1976]

REPRESENTATIVE TORBERT H. MACDONALD, BOSTON DEMOCRAT, DIES

(By Robert Hanley)

WASHINGTON, May 21.—Representative TORBERT H. MACDONALD, the Massachusetts Democrat who asked that life-sustaining devices be turned off after he was hospitalized earlier this month, died Friday at Bethesda Naval Hospital, an aide said. He was 58 years old.

Mr. MACDONALD died of internal hemorrhaging, the aide said.

It was not publicly known what caused Mr. MACDONALD's illness. He once underwent treatment for cancer, and told his staff he had been cured.

POWERFUL LEGISLATURE ROLE

With a background of stardom in Harvard football, gallantry in World War II, and friendship with John F. Kennedy, TORBERT HART MACDONALD was elected to Congress in 1954 and for 11 consecutive terms represented the Massachusetts district encompassing the aging industrial port of Chelsea and the suburban communities of the northern fringe of greater Boston.

In his 21 years in the House, before illness interrupted his career in April 1976, Representative MACDONALD became the second most powerful Democrat,

behind Harley O. Staggers, on the House Committee on Interstate and Foreign Commerce. He was chairman of that panel's Subcommittee on Communications and Power.

In that position he enjoyed in the 1970's a powerful role in the formation and passage of House legislation dealing with broadcasting and television, and with the oil, natural gas, and electrical industries.

LIMITED SPENDING

His distaste of wealthy politicians "buying elective office" led to perhaps his most significant bill, the Federal Election Campaign Act of 1971, which limited media spending by candidates for Federal office.

In 1967, he sponsored legislation in the House that led to establishment of the Corporation for Public Broadcasting. And in subsequent years, his measures were instrumental in continuing Federal funding of the Corporation. He also drew wide public notice for his 1973 measure that banned television blackouts of professional football home games and other sports events sold out in advance.

Also in 1973, he fought during the "energy crisis" for Federal allocation of home heating oil, crude oil, gasoline, and other petroleum products.

Mr. MACDONALD's work on his last major project—pressing for the growth of cable television—was stopped by his decision in April not to seek a 12th term because of his illness.

Early on May 9, Mr. MACDONALD suffered sudden internal bleeding and was taken in what was described as a "coma-like condition" to Bethesda Naval Hospital. Doctors listed him in "very serious condition."

Tubing was inserted into his nose and arms to provide nourishment and medicine to combat and drain the bleeding.

Hours later, he regained consciousness. The next day he told his doctors to withdraw all the life-sustaining tubing.

"He found himself in a position of being encumbered with all these tubes in his nose and arms. He realized he was close to death and this was not the way he wanted to go," his administrative aide, Peter S. Knight, recalled later. "He wanted to die with more dignity than that."

His wife and four grown children, gathered at his bedside, were distraught at his request. As Mr. Knight remembered the scene, Mr. MACDONALD's oldest daughter, Laurie, asked him:

"Do you realize what this means?"

"Yes," he said.

"You still want us to remove it?"

"Yes."

However, Mr. MACDONALD began to rally and his condition improved slowly. A week after the life-support equipment was taken away, his condition, though still serious, had stabilized.

Yesterday, however, his condition began deteriorating. Today, he lapsed into a coma. His wife and children were at his bedside when he died.

INCREDIBLE STRENGTH

"He's gutsy, courageous," Mr. Knight said after Mr. MACDONALD's initial rally. "He didn't want to die the way he was, but he's got a fierce, incredible amount of strength."

Mr. MACDONALD was born in Boston on June 6, 1917, and was reared in

Malden, the Boston suburb where he settled and practiced law after wartime duty as a naval lieutenant commanding a PT boat and graduation from Harvard Law School in 1946.

Mr. MACDONALD entered Harvard College in the fall of 1936. His roommate for 4 years there was John F. Kennedy. Both joined the freshman football team. Kennedy was frail and dropped out. But TORBY MACDONALD, an elusive, speedy halfback, made the starting lineup in his sophomore year and led Harvard to victories over both Princeton and Yale that season and in 1938.

He was chosen captain of the 1939 team. But he was hurt early in the season and missed several games. In the Yale game that year he scored his team's only touchdown in the waning minutes of a 20-to-7 defeat. He was later inducted into Harvard's football hall of fame.

Mr. MACDONALD was also an outstanding outfielder on the Harvard baseball team, and after graduation in 1940, he tried out for the New York Yankees and spent that summer playing on one of their minor league teams.

Wartime ended his professional baseball. He went to the South Pacific as skipper of a PT boat, as did Mr. Kennedy.

On a patrol off New Guinea one day early in the war, his craft came upon five Japanese barges loaded with troops. Four of them were attacked and torpedoed. Mr. MACDONALD went after the fifth as it neared an island for a landing. It, too, was torpedoed, but not before Mr. MACDONALD's craft was within range of Japanese shore guns. A shell exploded near his craft, damaging it. Despite leg wounds, Mr. MACDONALD got his boat and crew back to base safely.

DECORATED FOR VALOR

His action in that raid won him a Silver Star and a Purple Heart.

Soon after Mr. MACDONALD opened his law office in Malden in 1946, Mr. Kennedy drew his old roommate into his circle of political advisers to help with his first race for Congress. Mr. MACDONALD managed the Kennedy headquarters in Cambridge in that successful race.

Thereafter, Mr. MACDONALD worked in all the late President's campaigns. And Mr. Kennedy always stumped for Mr. MACDONALD in his congressional campaigns, beginning with his first in 1954 when he upset a 10-term Republican Representative, Angier L. Goodwin.

Mr. MACDONALD is survived by his wife, the former Phyllis Brooks, a former actress of Syracuse, whom he married in 1945; two sons, Torbert Jr., and Brian; two daughters, Mrs. Charles Lotspeich and Robin; and three grandchildren.

Mr. HATHAWAY. Mr. President, I wish to make a few remarks today about a man who I have at separate times in my life called my hero, my friend, and my colleague, TORBERT H. MACDONALD, a Representative from Massachusetts.

It is interesting to note that throughout my friendship with TORBY, he was all of those things to me. As a high school student I was one of thousands that picked TORBY as our first hero—a running, passing, and kicking back for the Harvard Crimson. It was an era of heroes, but TORBY's impatience with the mediocre set him above all the others. I was to follow him at

Harvard, but I could not follow him on the gridiron.

Throughout his professional, political, and personal life, TORBERT MACDONALD's attitude changed little from his football days. Halfway measures and halfway efforts were simply not enough. There was nothing lukewarm about him, a facet of his personality known to many here on Capitol Hill.

There are those who call TORBERT MACDONALD a statesman—and they are right. As a Congressman, he was an active and powerful force as a member of the Third Mexico-United States Interparliamentary Conference in 1963. In 1969, 1970, and 1971, we House Members named him our representative to the Conference of the International Telecommunications Satellite Consortium.

Yes, he was a statesman. But he was first and foremost a New Englander, who brought to the National Legislature the hopes and desires of the people of Malden, Lynnfield and Saugus, Chelsea and Revere, and the many other communities of the Seventh Congressional District. For the past 21 years, TORBERT MACDONALD stood in the House Chamber for the principles of those who sent him here to represent them. It should come as no surprise to know that he did a good job at that, too.

When a friend is called away from you, it is hard to say exactly what it was that drew you together, particularly when it is a friend of long standing. For me, I suppose, it was TORBY's consistent quest for substantive results. His early activities conveyed that characteristic; 5-yard gains were only tolerated—he wanted the touchdown. And one of his last acts also conveyed that characteristic; his life was dependent on mechanical equipment, and rather than face a half-life he ordered the system disconnected.

TORBERT H. MACDONALD had a voracious appetite for life. And while I mourn his passing. I am nonetheless left with a curious joy at having known a man who lived so completely on his own terms. He has filled my mind and heart with memories that will stay with me all my life.

The ACTING PRESIDENT pro tempore. The question is on agreeing to the resolution.

The resolution (S. Res. 452) was unanimously agreed to.

The ACTING PRESIDENT pro tempore. The Chair appoints

the two Senators from Massachusetts to join the committee appointed on the part of the House.

Mr. CULVER. Mr. President, the death of Representative TORBERT MACDONALD has deprived Congress of one of its most valued Members and popular colleagues.

During my years in Washington, TORBY MACDONALD has been an especially close friend. Even before coming to Congress, I had been aware of his extraordinary athletic ability, and the large fund of friendship he possessed both from the performance of his public duties and from his family and community activities.

In recent years his service as chairman of the House Communications Subcommittee has been exceptionally productive. Public broadcasting will always bear the imprint of his influence and legislative craftsmanship. Moreover, he did as much as any man to identify the potentialities of cable television and to begin the hard task of establishing a firm and fair statutory framework for it. And there are countless other realms of legislation which have been the beneficiaries of his quiet leadership and reliable counsel.

TORBY MACDONALD added another luminous chapter to his career by the courage and self-discipline he exhibited throughout his long period of illness. Happily, his life was full of accomplishment, and we shall long remember him for the vigor of his mind and body and for his memorable personal distinction.

ADJOURNMENT

Mr. ROBERT C. BYRD. Mr. President, if there be no further business to come before the Senate, I move—in accordance with the previous order, and pursuant to the provisions of Senate Resolution 452, as a further mark of respect to the memory of the deceased TORBERT H. MACDONALD, late a Representative from the State of Massachusetts—that the Senate stand in adjournment until the hour of 10 a.m. tomorrow.

The motion was agreed to; and at 6:27 p.m., the Senate adjourned until tomorrow, Tuesday, May 25, 1976, at 10 a.m.

FLARE

Memorial services held in UGG
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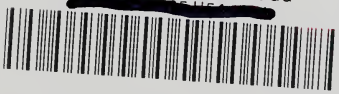

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